

From: [Bisnow Boston](#)
To: achapdelaine@town.arlington.ma.us
Subject: (Archive Copy) 15 Things You Need To Know (Boston)
Date: Tuesday, June 04, 2019 6:03:56 AM



Racism, Bias And Self-Doubt: Being A Minority In
Real Estate In 2019

Inclusionary Development Rates Only 1 Piece Of
Boston's Affordable Housing Solution

3 Boston Real Estate Veterans Make Big Move

\$19B Deal Sees Blackstone Buy Back Big Chunk Of
Logistics Portfolio It Sold In 2014

Harnessing Nuclear Energy With GGL Inspections

Boston Burbs Bonanza: How The 128 And 495
Corridors Continue To Grow | July 17

Cheaper, More Experiential: Retailers Wrestle With
How To Make Their Flagships Matter

Boston's Hottest New Restaurants

Bisnow Survey: Opportunity Zones Will Not Help With
Affordable Housing Crisis

Learn The Latest About Raising Capital For Modern
Businesses At The Only Investment Conference For
Boutique And Lifestyle Hotels Tomorrow, June 5, In
NYC

Wyndham Destinations Investing \$1B To Expand
Urban Footprint

Is The Future Of Boston Retail On The Move?

MBTA Gives Update To Orange Line Upgrade Delay

Quiz: Can You Pass The Real Estate Quiz Designed

By Wharton Grads?

Eddie Lampert's Company To Buy The Rest Of Sears
Hometown, Outlet Stores

Beacon Hill Townhouse Hits The Market

'You Have To Ask For Your Own Tiara' — Power
Women Say Self-Advocating, Mentorship Crucial

Will A Walmart Be Allowed On Rare Habitat In
Miami?

Beyond The Bio: 16 Questions With Common
Founder/CEO Brad Hargreaves

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From: [Public Policy Law360](#)
To: achapdelaine@town.arlington.ma.us
Subject: (Archive Copy) 19 States Urge DC Circ. To Block Military Transgender Ban
Date: Thursday, November 01, 2018 4:15:09 AM



PUBLIC POLICY

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Thursday, November 1, 2018



TOP NEWS

19 States Urge DC Circ. To Block Military Transgender Ban

Nineteen states and the District of Columbia have urged the D.C. Circuit not to lift an injunction against a Trump administration policy that would ban many transgender people from military service, arguing the policy is both "irrational" and unconstitutional. [Read full article »](#)

In Immunity Case, Justices Ask What Meaning Of Word 'Is' Is

The U.S. Supreme Court wrestled with the scope of immunity that international organizations like the World Bank and International Monetary Fund enjoy during oral arguments in a tort case Wednesday, trying to decipher the meaning of the word "is" in a 73-year-old statute. [Read full article »](#)

Tribe Slams 'Broken' Enforcement Of ND Voter ID Law

The Spirit Lake Tribe urged a North Dakota judge Wednesday to block the state from requiring voters to furnish proof of a residential address in order to vote, a day after the tribe and several individuals filed a suit claiming the implementation of the requirement threatens to deprive many Native Americans of their votes. [Read full article »](#)

Fla. Gov. Rebuts High Court Ruling On 3 Justice Appointments

Florida Gov. Rick Scott pressed the Florida Supreme Court on Tuesday to clarify its Oct. 15 order denying him the power to appoint the next three justices to the court, continuing to argue that under precedent he and the governor-elect should be able to jointly make the appointments. [Read full article »](#)

Analysis

Telecom Security Flaws Targeted With Bans, Compliance

As regulators and industry players work together to weed out cybersecurity threats on every level of communications networks, uncertainty is brewing over whether more aggressive rules may push smaller and new contractors to leave the sector, potentially slowing network deployment. [Read full article »](#)

Dems Stake Out Their Turf With Bill Targeting Epic Systems

Top congressional Democrats proposed legislation on Tuesday to upend the U.S. Supreme Court's landmark Epic Systems decision and curtail employers' use of class action waivers. While it stands little chance of becoming law during the Trump administration, experts say the bill foreshadows a worker-friendly policy that Democratic lawmakers will likely try to enact when they are back in power. [Read full article »](#)

BANKING & SECURITIES



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Crowell & Moring
Curtin & Heefner
Cuti Hecker
Debevoise & Plimpton
Dechert
Dentons
Earthjustice
Foley Hoag
Goldstein & Russell
Harris Beach
Hodgson Russ
Holland & Knight
Hunton Andrews Kurth
Ifrah Law
Kasowitz Benson
Klein Moynihan
Kutak Rock
Latham & Watkins
Morgan Lewis
Motley Rice
Munger Tolles
Native American Rights Fund
Nichols Jackson

Fed Proposes Relaxing Rules For Some Large US Banks

The Federal Reserve rolled out proposals on Wednesday that would significantly relax capital requirements and other rules for some bigger U.S. banks, furthering recent efforts in Washington to ease post-crisis regulatory burdens on financial institutions perceived as less risky. [Read full article »](#)

SEC Seeks To Simplify Variable Annuity Disclosures

The U.S. Securities and Exchange Commission on Tuesday proposed allowing issuers of variable annuities and variable life insurance contracts to provide shorter summary prospectuses, shifting toward a more layered approach to disclosure that the agency says is more user-friendly to investors. [Read full article »](#)

ENERGY & ENVIRONMENTAL

Transco Pipeline Access Is Constitutional, 3rd Circ. Says

The Third Circuit has backed Transco's immediate access to various Pennsylvania properties for its natural gas pipeline upgrade through five states, ruling in a precedential decision Tuesday that a lower court's interpretation of federal natural gas law didn't violate the separation of powers model established by the U.S. Constitution. [Read full article »](#)

Wash. Court Says Forest Board's Manual Not Enforceable

A landslide prevention group can't get judicial review of a Washington State Forest Practices Board manual the group says doesn't mandate enough preventative measures, a state appeals court has ruled, finding the manual was just a guideline without enforceable rules. [Read full article »](#)

Enviros, Utilities Cross Swords Over EPA's La. Haze Plan

Environmental groups and utilities swapped dueling briefs in Fifth Circuit litigation challenging the U.S. Environmental Protection Agency's approval of a regional haze reduction plan for Louisiana, with each side arguing that the other's objections to the EPA's decision are baseless. [Read full article »](#)

HEALTH & LIFE SCIENCES

HHS Reverses Course, Will Start 340B Fines Soon

The U.S. Department of Health and Human Services on Wednesday backed off its latest delay of drugmaker fines in the 340B drug discount program, a win for hospitals that sued to force implementation of the penalty policy. [Read full article »](#)

Boston Says Opioid Suit Is Purely A State Law Matter

The city of Boston has asked a Massachusetts federal court to move its suit against opioid manufacturers and distributors back to state court, arguing there are no questions of federal law at play. [Read full article »](#)

MEDIA & ENTERTAINMENT

Trump To Hand Over Calendar In Harassment Defamation Suit

President Donald Trump agreed Wednesday to turn over parts of his 2007 and 2008 calendar in a New York state court defamation suit brought by a woman accusing him of damaging her reputation by calling her a liar after she went public with sexual harassment claims. [Read full article »](#)

Analysis

NY Daily Fantasy Sports In Jeopardy After Gambling Ruling

A New York state court's recent ruling that daily fantasy sports contests are gambling exposes operators like DraftKings Inc. and FanDuel Inc. to legal risks that were thought to be resolved and may force the companies to lobby for an amendment to the state constitution to save their businesses in the Empire State. [Read full article »](#)

TRANSPORTATION & INFRASTRUCTURE

O'Melveny & Myers

Paul Hastings

Pierce Atwood

Polsinelli

Quinn Emanuel

Robins Kaplan

Ropes & Gray

Rothwell Figg

Saul Ewing

Selendy & Gay

Steptoe & Johnson LLP

Taylor English

Vladeck Raskin

White & Case

White and Williams

Williams & Connolly

WilmerHale

Winstead PC

Zuckerman Spaeder

COMPANIES

AT&T Inc.

Adidas AG

Altera Corporation

Amazon.com Inc.

America's Essential Hospitals

American Association for Justice

American Hospital Association

American Medical Association Inc.

AmerisourceBergen Corp.

Ascena Retail Group Inc.

Bank of America Corporation

Bayer AG

Boehringer Ingelheim

CTIA

Cardinal Health Inc.

Cephalon, Inc.

Charter Communications Inc.

Chevron Corp.

Cleco Corporation

Consumer Bankers Association

Consumer Watchdog

Dex Media Inc.

DraftKings Inc.

Entergy Corp.

Epic Systems Corp.

Ernst & Young

FanDuel Inc.

FedEx Corp.

Fujifilm

Goodyear Tire & Rubber Co.

Google Inc.

HP Inc.

Calif. OKs Waymo To Test Truly Driverless Cars

Waymo LLC scored approval from California regulators to be the first to test self-driving cars on public roads without a human driver behind the wheel, the self-driving car unit of Google's parent company, Alphabet Inc., said Tuesday. [Read full article »](#)

REAL ESTATE

Pot Grower Wins First Civil RICO Trial For Cannabis Industry

A Colorado federal jury sided with the owner of a cannabis cultivation business Wednesday as he fought a Racketeer Influenced and Corrupt Organizations Act suit brought by his neighbors, rejecting their claims that smells and sounds from the facility damaged their property. [Read full article »](#)

Texas Justices Told City's Taking Of Private Road Is Unlawful

When the city of Rowlett, Texas, condemned a private road at the request of and for the use of a competing builder, it violated the state constitution and government code, a developer told the Texas Supreme Court in oral arguments Wednesday. [Read full article »](#)

EMPLOYMENT

EEOC Sexual Harassment Claims Higher Than Estimated

A recent rise in harassment allegations lodged with the U.S. Equal Employment Opportunity Commission was slightly higher than initially estimated, according to new numbers the EEOC released Wednesday. [Read full article »](#)

DOL Seeks To Quash States' Association Health Plan Suit

The U.S. Department of Labor on Tuesday asked a Washington, D.C., federal judge to dismiss a lawsuit challenging the agency's association health plan rule, telling the judge the states that sued over the rule do not have standing to challenge the measure. [Read full article »](#)

COMPETITION

Sprint-T-Mobile Underwhelms With Coverage Claims: Analyst

T-Mobile's proposed combination with Sprint would not result in drastically expanded coverage for rural areas, as the carriers claim, nor would it significantly speed up the rollout of 5G services, according to an analyst and consumer advocates who spoke to reporters on a call Wednesday. [Read full article »](#)

CYBERSECURITY & PRIVACY

Ransomware Hackers Target Group 'Involved' In US Elections

Hackers believed to be behind the recent ransomware attack on the city of Atlanta have targeted several health care organizations and at least one government group "involved in administering elections" this year, a cybersecurity company said. [Read full article »](#)

INTERNATIONAL TRADE

TPP Rises From The Grave, Will Take Effect In December

A slimmed-down version of the Trans-Pacific Partnership, all but left for dead after President Donald Trump vacated the pact after taking office in January 2017, will take effect at the end of the year after Australia ratified the pact on Wednesday. [Read full article »](#)

TAX

Harbert Management Corp.
Huawei Technologies
Icahn Enterprises LP
International Finance Corp.
Intuit Inc.
Johnson & Johnson
Kaspersky Lab Ltd.
Kroll Bond Rating Agency Inc.
Lambda Legal Defense & Educational Fund
Los Angeles Times
Make the Road New York
Mallinckrodt PLC
McKesson Corp.
Murphy USA Inc.
NAACP Legal Defense and Educational Fund Inc.
National Center for Lesbian Rights
National Collegiate Athletic Association
National Conference of State Legislatures
National Employment Lawyers Association
National Governors Association
National Hockey League
National Immigration Law Center
National Parks Conservation Association
National Women's Law Center
Newegg Inc.
Oath Inc.
Overstock.com Inc.
Peoples Natural Gas Co. LLC
Pittsburgh Penguins
Public Knowledge
Purdue Pharma LP
Quill Corp.
Sierra Club
SoftBank Group Corp.
Spotify Technology SA
Symantec Corporation
T-Mobile USA Inc.
Teva Pharmaceutical Industries Limited
Trump Organization Inc.
UMB Financial Corporation
Wal-Mart Stores Inc.
Walmart Co.
Walgreens Boots Alliance Inc.
Wayfair LLC
WeWork LLC
Williams Companies Inc
Xerox Corporation
Yahoo! Inc.

IRS Floats Rules To Match Treatment Of Foreign Repatriations

The Internal Revenue Service on Wednesday proposed regulations to smooth out disparities between two provisions — one of which came from the U.S. tax overhaul — that applied different tax treatments to the investment earnings of domestic companies' foreign affiliates.

[Read full article »](#)

SD Settles As Wayfair Suit Comes To Official End

The state of South Dakota said on Wednesday it settled with the three large online retailers that were defendants in the Wayfair case, officially bringing to a close the most groundbreaking litigation in state taxation in decades.

[Read full article »](#)

EU Might Not Get Digital Tax By Year End, Diplomat Says

European Union member states might not be able to get a deal on a digital services tax by the end of the year, a diplomat close to the process told Law360 on Wednesday, because of deep divisions between proponents of the tax and countries with strong technology sectors that prefer a global solution. [Read full article »](#)

IMMIGRATION

USCIS Expanding Online Resources Program To Detroit, LA

U.S. Citizenship and Immigration Services will soon roll out a program that encourages immigration applicants to use its online resources system at its major field offices, including Detroit and Los Angeles, the agency announced Tuesday. [Read full article »](#)

DHS Denied Her DACA Bid As Retaliation, Activist Claims

A 23-year-old immigration activist and college student accused the U.S. Department of Homeland Security in a lawsuit Tuesday of retaliating against her because of her political activism, including by detaining her and then denying her application for deportation relief under the Deferred Action for Childhood Arrivals program. [Read full article »](#)

Feds Defend DACA Rollback, DHS Memo At 2nd Circ.

The Trump administration continued to stand by its decision to end protections for young immigrants brought to the U.S. illegally as children, urging the Second Circuit on Tuesday to reject a bid by a coalition of states and a group of immigrants to preserve those protections on constitutional grounds. [Read full article »](#)

TELECOMMUNICATIONS

Gov't Use Of 'Smart City' Data Is A Concern, O'Rielly Says

The government's potential misuse of citizens' data that surfaces in the development of so-called smart cities should worry privacy advocates more than what commercial entities might do with that information, Federal Communications Commission member Michael O'Rielly said in planned remarks at a policy event. [Read full article »](#)

CIVIL RIGHTS

Harvard Expert Testifies Racial Bias Can't Be Ruled Out

Harvard University's star expert witness faced a spirited cross-examination Wednesday by an attorney for the group suing the Ivy League school over its affirmative action admissions policies, and acknowledged that he cannot rule out a racial bias in one of Harvard's admissions ratings being the reason Asian-Americans receive lower scores. [Read full article »](#)

EXPERT ANALYSIS

New BSA Order Brings Welcome Flexibility For Banks

A recent interagency order exempting premium finance accounts from the

ZTE Corp.

eBay Inc.

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services

Bureau of Industry and Security

California State Transportation Agency

Centers for Medicare & Medicaid Services

Equal Employment Opportunity Commission

European Commission

European Union

Executive Office of the President

Federal Communications Commission

Federal Deposit Insurance Corp.

Federal Energy Regulatory Commission

Federal Reserve System

Financial Crimes Enforcement Network

Florida Supreme Court

Food and Drug Administration

Internal Revenue Service

International Monetary Fund

NAFTA

National Credit Union Administration

National Highway Traffic Safety Administration

National Security Agency

New York Attorney General's Office

New York State Assembly

New York State Department of Taxation and Finance

Northern Cheyenne Tribe

Office of Foreign Assets Control

Office of the Comptroller of the Currency

San Francisco Bay Area Rapid Transit District (BART)

Securities and Exchange Commission

Social Security Administration

Solicitors Regulation Authority

South Dakota Legislature

Spirit Lake Tribe

Standing Rock Sioux Tribe

Texas Supreme Court

Turtle Mountain Band of Chippewa Indians

Bank Secrecy Act's customer identification program rules will allow financial institutions to concentrate more anti-money-laundering resources on products and services that pose a greater risk, say Carlton Greene and Danielle Giffuni of Crowell & Moring LLP. [Read full article »](#)

Assessing Innovations For Medical Device Development

Recent comments by Trump administration leaders, as well as regulatory actions, indicate that the landscape for medical device development, approval and reimbursement may be changing for the better, says Ethan Jorgensen-Earp of Holland & Knight LLP. [Read full article »](#)

New EU Patent Guidelines May Affect Companies' AI Strategy

As compared to the European Patent Office's guidelines for artificial intelligence and machine learning — which take effect on Thursday — the U.S. eligibility framework may prove to be more favorable to innovators, say Jennifer Maisel and Eric Blatt of Rothwell Figg Ernst & Manbeck PC .

[Read full article »](#)

NY Tax Minutes: October

This month in NY Tax Minutes, Timothy Noonan and K. Craig Reilly of Hodgson Russ LLP discuss a new coalition fighting the SALT deduction cap, highlight a \$30 million settlement in a tax whistleblower action against a hedge fund manager and review the draft amendments to the business corporation franchise tax. [Read full article »](#)

EU Export And Sanctions Compliance Draft: A Good Start

The European Commission's recently issued draft guidelines for implementation of internal export controls and sanctions compliance programs by European companies are a step in the right direction, but industry input could help make this document more practical and complete, say Guy Soussan and Peter Jeydel of Steptoe & Johnson LLP.

[Read full article »](#)

LEGAL INDUSTRY

Quinn Emanuel Says Partnership Pact Row Must Be Arbitrated

Quinn Emanuel Urquhart & Sullivan LLP told a New York state judge Wednesday that the litigators who left to launch Selendy & Gay PLLC cannot renege on their obligation to arbitrate a contentious dispute over a clause in their partnership agreement requiring them to remit a portion of fees to their old firm. [Read full article »](#)

Polsinelli Namesake To Retire 46 Years After Founding Firm

Polsinelli PC namesake James "Jim" Polsinelli on Wednesday announced his plans to retire, almost 50 years after founding the law firm in Kansas City, Missouri, as a 28-year-old lawyer. [Read full article »](#)

Dentons Faces Possible Discipline Over Pregnancy Bias Claim

Dentons on Wednesday revealed it could face professional discipline in the U.K. over allegations it discriminated against a staff member who took maternity leave, adding it is "disappointed" attorney regulators who launched an investigation this spring are considering further action. [Read full article »](#)

Baker McKenzie Appoints New North America Regional Chair

Baker McKenzie has selected a Washington, D.C.-based tax practice veteran to serve as its North America regional chair and elevated a Dallas-based North America international commercial practice stalwart to its executive committee, the firm announced Tuesday. [Read full article »](#)

Fed. Courts Lack Consensus On Magistrates' Role

The role magistrate judges play in federal district courts varies greatly from district to district, and analysts and legal scholars should dedicate more attention to the ways magistrates shape the district courts, according to a recent academic study. [Read full article »](#)

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U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Immigration and Customs Enforcement
U.S. Patent and Trademark Office
U.S. Postal Service
U.S. Supreme Court
U.S. Tax Court
United States Court of Appeals for the Third Circuit
United States District Court for the Southern District of New York
Urban Redevelopment Authority of Pittsburgh
World Bank Group

Law Firm Leaders: Taylor English's Kirk Hancock

Kirk Hancock spoke to Law360 about his new role as chief executive officer of Atlanta's Taylor English Duma LLP and why being a nonlawyer gives him a unique perspective on the challenges facing the legal industry.

[Read full article »](#)

The Top In-House Hires Of October

Xerox Corp. tapped a former deputy counsel at Icahn Enterprises LP as its next general counsel, and the NHL's Pittsburgh Penguins picked a former chief of staff for Pittsburgh Mayor William Peduto to be the team's new legal boss. Here, Law360 looks at these and some of the other top in-house hires and promotions of October. [Read full article »](#)

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From: [Massachusetts Law360](#)
To: achapdelaine@town.arlington.ma.us
Subject: (Archive Copy) 1st Circ. Denies NFL Benefits To Late Patriots Pro's Ex-Wife
Date: Tuesday, January 15, 2019 4:43:06 AM



MASSACHUSETTS

Tuesday, January 15, 2019



TOP NEWS

1st Circ. Denies NFL Benefits To Late Patriots Pro's Ex-Wife

The ex-wife of late New England Patriots Pro Bowler Mosi Tatupu cannot claim survivor benefits from the NFL after the First Circuit ruled that a posthumous domestic relations order does not overrule the couple's marital separation agreement that only entitled her to receive one-third of his benefits. [Read full article »](#)

Jury Mulls Georgeson Adviser's Fate In Tix-For-Votes Swap

The fate of a former Georgeson LLC adviser accused of being part of a plot to swap sports and concert tickets for confidential shareholder voting data was placed in a Massachusetts federal jury's hands Monday after a different panel was denied a chance to decide her guilt or innocence last year. [Read full article »](#)

Trump's ACA Birth Control Rules Blocked Nationwide

A Pennsylvania federal judge issued a nationwide injunction Monday blocking Trump administration carveouts to the Affordable Care Act's birth control mandate from taking effect, one day after a court in California blocked the same ACA exemptions in 13 states and the District of Columbia. [Read full article »](#)

Analysis

What Noncompete Lawyers Ought To Be Watching In 2019

Attorneys who handle restrictive covenants will be following a handful of cases and open legal questions as the new year progresses, including a series of suits challenging no-poach agreements and an anticipated wave of litigation over Massachusetts' new noncompete law. Here, Law360 breaks down what lawyers will be keeping an eye on. [Read full article »](#)

ENFORCEMENT

Doc Who Shared Teen Patient Info With Drug Co. Avoids Jail

A Boston federal judge ruled Monday that a pediatric heart doctor in Georgia will not go to prison for letting representatives from Aegerion Pharmaceuticals sift through his patients' private information to identify candidates for an expensive medication that was only approved for a condition none of the children had. [Read full article »](#)

LITIGATION

Exhibit List Ordered Trimmed After Insys Execs Blast Gov't

A group of former Insys Therapeutics Inc. executives charged with bribing doctors to prescribe the company's opioid spray lit into government lawyers Monday after prosecutors allegedly missed multiple disclosure deadlines, and a Massachusetts federal judge gave the government until midnight to trim its witness and exhibit list. [Read full article »](#)

Ethicon Gets One Covidien Claim Tossed In Patent Dispute

A Boston federal judge on Monday dropped one of several patent



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infringement claims brought by Covidien LP in a lawsuit headed to trial later this year against competitor Ethicon Endo-Surgery Inc. over a surgical device. [Read full article »](#)

GTC Law Group Settles Chancery Fight Over IP Asset Sale

GTC Law Group told a Delaware Chancery Court judge Monday that it had reached a settlement deal for a temporary restraining order with a secured lender of its client Osterhout Group Inc. that will allow a sale of the technology company to move forward while setting aside up to \$700,000 in unpaid legal fees. [Read full article »](#)

DEALS

2 Biotech Firms, Chinese Lender File IPOs Totaling \$192M

Two biotechnology companies and a Chinese online lender filed initial public offerings on Friday preliminarily estimated to raise \$192 million, adding to a growing backlog of IPOs that are waiting for the government to reopen before the submissions can move through the pipeline. [Read full article »](#)

EXPERT ANALYSIS

21st Amendment Vs. Commerce Clause At The High Court

On Wednesday, the U.S. Supreme Court hears argument in *Byrd v. Tennessee Wine and Spirits Retailers Association*, highlighting the conflict between states' rights to regulate alcohol under the 21st Amendment and the restrictions in the U.S. Constitution's commerce clause on states' power to regulate interstate commerce, says Alva Mather of DLA Piper LLP. [Read full article »](#)

Series

Judging A Book: Barron Reviews 'The Clamor Of Lawyers'

Can lawyers lead a revolution? According to "The Clamor of Lawyers: The American Revolution and Crisis in the Legal Profession" — a slim but elegant volume by Peter Charles Hoffer and William James Hull Hoffer — they can and they did, says First Circuit Judge David Barron. [Read full article »](#)

LEGAL INDUSTRY

The Big Picture: How The Shutdown Is Impacting Your Practice

The government shutdown is now the longest in U.S. history, and lawyers and their clients are trying to keep up with what it all means. Here, Law360 takes a look at how this is impacting practices and what lies ahead. [Read full article »](#)

Analysis

Mueller Probe To Dominate Barr Confirmation Hearing

The Senate Judiciary Committee is set to start grilling President Donald Trump's attorney general nominee William Barr Tuesday, and the biggest item on the menu is undoubtedly his supervision of Special Counsel Robert Mueller's investigation into Russian interference in the 2016 presidential election. [Read full article »](#)

Kirkland Paid AG Nominee Barr \$1.2M Over Two Years

U.S. attorney general nominee William Barr earned almost \$1.2 million from Kirkland & Ellis over the past two years and has multiple investments in several major companies, including in AT&T from its acquisition of Time Warner, that could lead to his potential recusal in Justice Department investigations, financial disclosures show. [Read full article »](#)

Former Sullivan & Cromwell Chair Dies In Apartment Fire

The former chair and senior partner at Sullivan & Cromwell LLP was killed along with his wife in an apartment fire in New York City Saturday,

Boston Red Sox
Brock Capital Group LLC
Burger King Holdings Inc.
Cable-Satellite Public Affairs Network
Caterpillar Inc.
Chicago Cubs
Citigroup Inc.
Covidien PLC
Credit Suisse Group AG
Dominion Energy Inc.
Goldman Sachs Group Inc.
Henry Schein Inc.
Hercules Offshore, Inc.
Iconix Brand Group, Inc.
Institutional Shareholder Services Inc.
Johnson & Johnson
Kaiser Aluminum Corporation
Kirkland's, Inc.
Miami Heat
Morgan Stanley
NASDAQ OMX Group Inc.
NBCUniversal Inc.
NFL Enterprises LLC
New England Patriots
New York Daily News Co.
New York Times Co.
New York Yankees
NewYork-Presbyterian Hospital
Papa John's International Inc.
Seattle Mariners
Simon & Schuster Inc.
Southern Wine & Spirits
Telecommunications Industry Association
Temple University
The American Law Institute
The Boeing Company
The Gap Inc.
The Walt Disney Co.
Twitter Inc.
Tyson Foods Inc.
Verizon Communications Inc.
Villanova University
W.R. Grace & Co.
Wal-Mart Stores Inc.
Warner Media LLC
Washington Nationals
Washington Post Co.

GOVERNMENT AGENCIES

Delaware Court of Chancery
Federal Communications

according to a report from the New York Daily News. [Read full article »](#)

High Court Won't Hear Felon's Challenge To Acting AG

The U.S. Supreme Court said Monday that it would not take up a challenge to the legitimacy of controversial acting U.S. Attorney General Matthew Whitaker posed by an ex-convict who is disputing the federal ban on gun ownership by felons. [Read full article »](#)

House Ousts Rep. King From Committees Over Race Remarks

Congressional leaders on Monday condemned Rep. Steve King and stripped him of his seats on the U.S. House of Representatives' Judiciary and Agriculture committees after critics accused the Iowa Republican of making racist comments in an interview with The New York Times. [Read full article »](#)

DC Circ.'s First Female Judge Dies At 90

Patricia M. Wald, the first woman to serve on the D.C. Circuit Court of Appeals and the first female attorney at the firm known today as Arnold & Porter, died at age 90 over the weekend, according to news reports. [Read full article »](#)

Fla. Gov. Taps Miami Appellate Judge For 2nd High Court Seat

Florida Gov. Ron DeSantis tapped Third District Court of Appeal Judge Robert J. Luck for an open seat on the Florida Supreme Court on Monday, making the former prosecutor and Greenberg Traurig LLP litigator the second Miami judge on the state's highest court. [Read full article »](#)

Del. Bankruptcy Judge Kevin J. Carey To Retire In August

U.S. Bankruptcy Judge Kevin J. Carey will retire from the Delaware bench in August after nearly 14 years of presiding over insolvency cases in the state, the U.S. Bankruptcy Court for the District of Delaware announced Friday. [Read full article »](#)

Calif. Judge Accused Of 20-Year Pattern Of Sex Harassment

A California appeals judge engaged in a two-decade pattern of misbehavior that included repeatedly groping a fellow judge, making unwanted sexual advances toward police officers and appearing drunk while purportedly on official business, according to a filing in a disciplinary action made public Monday. [Read full article »](#)

Quinn Says High Court Arbitration Ruling Sinks Ex-Partners

Quinn Emanuel Urquhart & Sullivan LLP seized on a recent U.S. Supreme Court ruling that removed one basis on which parties could escape arbitration, in order to bolster its case in a dispute against a group of former partners it contends must remit fees earned from clients they took to their new firm. [Read full article »](#)

Interview

15 Minutes With Tyson Foods' General Counsel

Amy Tu, who held in-house roles at Boeing, the Gap and Wal-Mart before leading the legal department at Tyson Foods beginning in 2017, doesn't recall a specific pivotal point when she knew she wanted to become a lawyer. Here, she explains her career path and what she didn't previously realize about the general counsel position, and offers advice to attorneys looking to move into the corporate realm. [Read full article »](#)

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Subject: (Archive Copy) 3 Things To Watch For In The Kavanaugh Hearing
Date: Thursday, September 27, 2018 4:53:53 AM



PUBLIC POLICY

Thursday, September 27, 2018



TOP NEWS

Feature

3 Things To Watch For In The Kavanaugh Hearing

When D.C. Circuit Judge Brett Kavanaugh and California professor Christine Blasey Ford testify on Thursday before the Senate Judiciary Committee about his alleged attack on her while they were in high school, their words could determine the fate of Judge Kavanaugh's U.S. Supreme Court nomination. [Read full article »](#)

Feature

A Who's Who Of Attorneys Shaping The Kavanaugh Hearing

As the Senate Judiciary Committee prepares to meet Thursday to consider allegations of sexual assault against U.S. Supreme Court nominee Brett Kavanaugh, a few of the attorneys involved with those explosive claims are quickly becoming household names, whether they have clients testifying during the hearing or not. [Read full article »](#)

Kavanaugh Faces New Misconduct Claims From Third Woman

A Washington woman accused Supreme Court nominee Brett Kavanaugh of groping women and targeting them at high school parties, including one where she was allegedly drugged and gang raped, in a sworn statement to the Senate Judiciary Committee on Wednesday. [Read full article »](#)

EPA Floats Revision Of Emissions Monitoring Regs

The U.S. Environmental Protection Agency aims to revamp Clinton-era requirements on how fossil fuel power plants and other facilities in the eastern U.S. monitor nitrogen oxide emissions as part of ozone-reduction efforts, according to a proposed rule to be published Thursday in the Federal Register. [Read full article »](#)

House Passes \$857B Bill To Fund Defense, Avert Shutdown

The U.S. House of Representatives on Wednesday easily passed an \$857 billion bill funding federal defense, labor and health spending for 2019 as well as temporarily funding other federal programs, sending the bill to President Donald Trump to be signed into law and stave off a federal shutdown. [Read full article »](#)

Trump, McConnell, Quinn Partner Sued Over Kavanaugh Docs

A democratic senator sued President Donald Trump, Senate Majority Leader Mitch McConnell, a Quinn Emanuel Urquhart & Sullivan LLP partner and others in D.C. federal court Wednesday, seeking to halt the confirmation of Supreme Court nominee Brett Kavanaugh over alleged unconstitutional withholding of documents. [Read full article »](#)

BANKING & SECURITIES

SEC Official Defends Withdrawal Of Proxy Guidance Letters

A U.S. Securities and Exchange Commission official on Wednesday defended a recent staff decision to rescind two guidance letters regarding investment managers' use of proxy advisers, telling a congressional panel



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Hangley Aronchick

Holland & Knight

Hutchinson Black

Jones Day

KaiserDillon

Katz Marshall

Kaufman Dolowick

Kirkland & Ellis

Latham & Watkins

Mayer Brown

Mehri & Skalet

Milbank Tweed

Morris Manning

O'Melveny & Myers

Paul Hastings

Paul Weiss

Quinn Emanuel

Reed Smith

Robbins Russell

Ropes & Gray

Saul Ewing

Schiller

Seyferth Blumenthal

Sidley Austin

Simpson Thacher

Squire Patton Boggs

Wanger Jones

Wilkinson Walsh

that the time is right to reconsider proxy-voting rules ahead of coming SEC roundtables on the topic. [Read full article »](#)

Church Org Can't Join CFPB Payday Rule Suit, Groups Say

The payday lender trade groups suing the Consumer Financial Protection Bureau to block its so-called payday rule urged a Texas federal judge Wednesday to reject a bid by a Baptist church organization to join the case as a defendant, saying that the intervention effort is "premature, speculative and can only confuse matters." [Read full article »](#)

ABA Urges Dept. Of Ed. Redo Of Loan Forgiveness Denials

The American Bar Association on Wednesday urged a D.C. federal judge to upend what it describes as a changed interpretation for the U.S. Department of Education's student loan forgiveness program for public service, saying civic-minded attorneys took the department at its word that their debts would be cleared. [Read full article »](#)

ENERGY & ENVIRONMENTAL

Pa. Utility Regulators Defend \$1.8M Rate-Spiking Fine

Pennsylvania utility regulators went before the state's highest court Wednesday to defend a \$1.8 million rate-spiking penalty against HIKO Energy LLC, which the energy supplier claims was unconstitutionally out of proportion with fines that other companies faced for similar conduct. [Read full article »](#)

Calif.'s Low Carbon Fuel Standard Must Go, 9th Circ. Told

A group of trade and energy organizations urged a Ninth Circuit panel Wednesday to block California's Low Carbon Fuel Standard, arguing that it unconstitutionally regulates interstate commerce outside of California and violates the commerce clause by discriminating between states in how it regulates certain fuel imports. [Read full article »](#)

IP & TECHNOLOGY

House Passes Bill To Extend USPTO's Power To Set Fees

The U.S. House of Representatives on Tuesday advanced a bill that would extend by eight years the ability of the U.S. Patent and Trademark Office to set fees for the intellectual property-related services it provides to inventors, companies and their legal representatives. [Read full article »](#)

EMPLOYMENT

2nd Circ. Judge Telegraphs Support For NYC Car Wash Bond

A Second Circuit judge suggested Wednesday that a trial judge may have been too hasty in rejecting a New York City measure forcing car washes to post a \$150,000 bond to protect workers from wage theft, but only a \$30,000 bond if they have a bargaining agreement or some other way to resolve pay disputes in place. [Read full article »](#)

DOL Rule Would Loosen Limits On Teens' Health Care Jobs

The U.S. Department of Labor has said it will publish a proposed rule that would loosen limitations on 16- and 17-year olds being able to train, work or have an apprenticeship in the health care realm, the department said in an announcement on Wednesday. [Read full article »](#)

Au Pair Regs Preempt State Laws, Feds Tells 1st Circ.

The state of Massachusetts may not require au pairs to be treated as employees who must be paid the state's minimum wage and be subject to other state labor laws, as the program falls under federal guidelines, the federal government told the First Circuit on Tuesday. [Read full article »](#)

CYBERSECURITY & PRIVACY

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Aerospace Industries Association
Alliance Defending Freedom
Alstom SA
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Apple Inc.
Bayer AG
CTIA
Charter Communications Inc.
Citigroup Inc.
Community Financial Corp.
Consumer Action
Consumer Federation of America
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Delta Air Lines Inc.
Facebook
General Motors
Georgia-Pacific LLC
Google Inc.
Immigration Reform Law Institute
Institutional Shareholder Services Inc.
Intercontinental Exchange Inc.
KPMG International
Kimberly-Clark Corporation
Lawyers' Committee for Civil Rights Under Law
Liberty Media Corp.
Major League Baseball Inc.
Microsoft Corporation
NAACP Legal Defense and Educational Fund Inc.
NFL Enterprises LLC
NYSE Holdings LLC
National Association of Consumer Advocates
National Collegiate Athletic Association
National Consumer Law Center
New York Times Co.
Pfizer Inc.
Public Knowledge
Securus Technologies Inc.
Service Corporation International
T-Mobile USA Inc.

Tech Giants Want Uniform Privacy Law, But No GDPR

Technology giants said at a U.S. Senate hearing Wednesday that they would embrace new federal privacy legislation in the wake of headline-grabbing data misuse scandals, but urged Congress to use a lighter touch than regulators have in Europe where a strict privacy regime went into effect in May. [Read full article »](#)

PERSONAL INJURY

Clergy In Pa. Abuse Report Fight To Shield Their Identities

An attorney for more than two dozen Roman Catholic priests told Pennsylvania's highest court on Wednesday that due process violations during an investigation into allegations of rampant sexual abuse within the state's dioceses should bar the clergymen from being named in a resulting grand jury report. [Read full article »](#)

AEROSPACE & DEFENSE

Lawmakers Push Back On DOD Progress Payment Proposal

Top congressional leaders pushed back against a proposed U.S. Department of Defense rule that would make progress payments to major defense contractors more performance based, saying the proposal would wrongly make it harder for companies to do business with the DOD. [Read full article »](#)

INTERNATIONAL TRADE

Amid NAFTA Clash, Trump Threatens Car Duties For Canada

President Donald Trump on Wednesday aired his frustrations with Canada's tough stance in the North American Free Trade Agreement talks and again threatened to move forward solely with Mexico and punish Ottawa with car tariffs. [Read full article »](#)

US, Japan Will Hold Talks For New Trade Accord

President Donald Trump and Japanese Prime Minister Shinzo Abe on Wednesday agreed to launch negotiations for an expansive free trade agreement as the White House looks to gather allies in the Asia-Pacific region. [Read full article »](#)

Trump Accuses China Of Election Interference In Trade Brawl

President Donald Trump on Wednesday accused the Chinese government of attempting to influence the upcoming midterm elections by attacking his trade policies in U.S. media outlets in the hopes of alienating his base. [Read full article »](#)

TAX

House Readies Voting On Second Round Of Tax Overhaul

The House Rules Committee approved the three bills that constitute the second round of a federal tax overhaul Wednesday, setting up votes on the legislation Thursday and Friday. [Read full article »](#)

UK Promises Low Taxes To Tempt Post-Brexit Business

Companies will continue to be attracted by Britain's low taxes even after the country leaves the European Union, Prime Minister Theresa May said Wednesday. [Read full article »](#)

Groups Ask 9th Circ. To Rethink Calif. Donor List Requirement

Two conservative advocacy groups, including one founded by the Koch brothers, have urged the full Ninth Circuit to reconsider holding that the California attorney general can require nonprofits to hand over lists of their biggest donors, saying the decision flouts precedent and raises important First Amendment concerns. [Read full article »](#)

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U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Mint
U.S. Patent and Trademark Office
U.S. Senate

BANKRUPTCY

House Lawmakers Mull Bill Increasing Ch. 7 Trustee Fees

Advocates for bankruptcy trustees urged a U.S. House subcommittee on Wednesday to pass legislation that would increase the amount of compensation trustees are paid in Chapter 7 cases, saying the fees have remained the same for more than 20 years even though trustees have been tasked with more duties. [Read full article »](#)

IMMIGRATION

16 States Back DOJ Challenge To Calif. Sanctuary Laws

Representatives for 16 states and several law enforcement organizations have backed the federal government's challenge to a set of so-called sanctuary laws in California, urging the Ninth Circuit in friend-of-the-court briefs to strike down the state statutes for allegedly impeding federal immigration enforcement efforts. [Read full article »](#)

Immigrant Detainer Bids Are Lawful, Feds Tell NY Court

Federal and local authorities are adhering to the U.S. Constitution and state laws when certain immigrants behind bars are detained past their release dates so that immigration officials can determine whether the individuals are unauthorized to be in the United States, the federal government told a New York federal court on Tuesday. [Read full article »](#)

TELECOMMUNICATIONS

FTC Swears In New Commissioner Christine Wilson

The Federal Trade Commission has sworn in Christine S. Wilson as its newest commissioner, replacing Maureen Ohlhausen a day after her term expired, the agency announced Wednesday. [Read full article »](#)

FCC Passes 5G 'Small Cell' Order Along Party Lines

The Federal Communications Commission passed a divisive order along party lines Wednesday that sets standard rates, terms and deadlines for the approval of new small cells and interprets prohibitive local policies as effective barriers to deployment. [Read full article »](#)

White House 5G Meeting To Focus On Commercial Carriers

Tech and telecom leaders are gearing up for a meeting at the White House on Friday that will focus on the commercial benefits of 5G and how the private sector will make it a reality, with Federal Communications Commission Chairman Ajit Pai and National Telecommunications and Information Administration leader David Redl on the list of expected guests. [Read full article »](#)

FCC Hits Telemarketers In \$120M Spoofing Crackdown

The Federal Communications Commission on Wednesday hit two telemarketers with \$120 million in fines and proposed penalties for "spoofing" or manipulating caller ID information to make sales calls harder to track. [Read full article »](#)

Telecoms Need Safe Harbor For Blocking Calls, FCC Hears

Phone service providers should get a regulatory safe harbor so they can block more fraudulent robocalls without potentially running afoul of telecom rules, key industry players have told the Federal Communications Commission. [Read full article »](#)

EXPERT ANALYSIS

Injunctive Relief: A Remedy Of Last Resort For Exec. Orders

In *City and County of San Francisco v. Trump*, the Ninth Circuit recently ruled that the president's executive order penalizing so-called sanctuary cities exceeded his constitutional authority. Steven Gordon of Holland &

U.S. Supreme Court

Wisconsin Supreme Court

Knight LLP examines this decision to illustrate the impact of injunctive relief on judicial review of executive orders. [Read full article »](#)

How Hoskins Limits Extraterritorial Sanctions Enforcement

The Second Circuit's recent decision in *United States v. Hoskins* limits the U.S. government's ability to charge a foreign national with violating the Foreign Corrupt Practices Act. This holding is equally applicable to U.S. sanctions law, say Kevin McCart and Jacquelyn Desch of Squire Patton Boggs LLP. [Read full article »](#)

DOL Gifts Employers Advice On Unique FMLA, FLSA Issues

Specific guidance on how employers should handle gray areas in the law can be of great importance, especially in extremely unique situations. Alex Aguilera of Seyferth Blumenthal & Harris LLC offers insights on six opinion letters recently released by the U.S. Department of Labor to help employers navigate tricky Family and Medical Leave Act and Fair Labor Standards Act issues. [Read full article »](#)

US' Secondary China Sanctions Signal New Risks For Cos.

Last week, the U.S. government imposed broad sanctions on a component of the Chinese military — the first time that the U.S. has exercised its authority to impose secondary sanctions against non-U.S. parties for transactions occurring outside of the United States. This signals an era of expanded risks for U.S. and non-U.S. companies alike, say attorneys at Ropes & Gray LLP. [Read full article »](#)

Opinion

To Help Keep The Tech Bull Running, FCC Must Forbear

When the Telecommunications Act was passed in 1996, texting, social media and other nonvoice forms of communication were still far off on the horizon. That is why the Federal Communications Commission should forbear from enforcing outdated rules in order to modernize innovation policy, says Jonathan Spalter, CEO of USTelecom. [Read full article »](#)

Opinion

Tronox, Cristal Merger Review Underscores Need For Reform

The Tronox/Cristal case highlights legitimate disadvantages that parties can face when a merger is before the Federal Trade Commission rather than the U.S. Department of Justice. The SMARTER Act, which has been floating around in Congress for several years, would improve the approach to cases like this, say Michael Wise and Noah Pinegar of Paul Hastings LLP. [Read full article »](#)

LEGAL INDUSTRY

Fish & Richardson Will Match Cravath On Pay After All

Just over a month after Fish & Richardson PC asserted it would not match a new compensation standard, the Boston-based firm walked back that decision in a recent memo and announced it would offer associates base salaries in line with the "Cravath scale" after all. [Read full article »](#)

Accused Shooter Of Mayer Brown Atty Pleads Not Guilty

The man who faces 80 criminal charges, including first-degree murder, stemming from his alleged shooting of Stephen Shapiro, the founder of Mayer Brown's Supreme Court practice, pled not guilty Wednesday in Illinois state court. [Read full article »](#)

Intercontinental Exchange Stays In-House With New GC Hire

New York Stock Exchange owner Intercontinental Exchange Inc. said Wednesday it has tapped a former McKenna Long & Aldridge LLP attorney to become its top lawyer, a promotion from his current role as a senior vice president and associate general counsel at the exchange operator. [Read full article »](#)

Law Firm Leaders: Morris Manning & Martin's Simon Malko

Simon Malko took the helm of Morris Manning & Martin LLP as its managing partner this past July at just 46 years old. Malko spoke to Law360 about his views on the future of the legal industry, the challenges midsize firms are currently facing and how law firm leaders are a bit like Lewis and Clark.
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Date: Thursday, October 11, 2018 4:27:06 AM



PUBLIC POLICY

Thursday, October 11, 2018



TOP NEWS

6th Circ. Picks Grilled On Gay Marriage, Health Care Cases

The Senate Judiciary Committee questioned a pair of controversial nominees for the Sixth Circuit on Wednesday, with Democrats criticizing the candidates' legal arguments in same-sex marriage and health care cases and chiding the Republicans' decision to push forward on the duo without home-state support. [Read full article »](#)

Analysis

Car Fees Alone Can't Pave Road To Full Infrastructure Funds

As more states turn to fees on hybrid and electric cars to boost infrastructure funds that gasoline taxes woefully strain to fill, the current low market share of such vehicles means they are unlikely to be a cure-all for present-day revenue shortfalls. [Read full article »](#)

Senate Dems Fail To Derail Short-Term Health Insurance Plans

Senate Democrats led a failed push to topple President Donald Trump's rules allowing short-term health insurance they've termed "junk" plans, after a floor vote Wednesday fell one vote shy of passage. [Read full article »](#)

Trump Approves Prohibition On Pharmacy 'Gag Clauses'

President Donald Trump has put his signature on a pair of bills designed to ban the practice of hiding lower prescription drug costs from patients, the federal government said Wednesday. [Read full article »](#)

BANKING & SECURITIES

Hong Kong To Penalize IPO Sponsors For 'Substandard' Work

The Hong Kong Securities and Futures Commission is penalizing investment banks that fail to uphold standards when sponsoring initial public offerings, the agency's enforcement director said Wednesday, and is promising additional disciplinary action until regulators see improvement. [Read full article »](#)

Canadian Regulators Find Pot Company Disclosures Lacking

As marijuana-related companies migrate toward mainstream capital markets and public offerings become more common, Canadian securities regulators said Wednesday that such issuers need to improve their disclosure practices or face regulatory action. [Read full article »](#)

ENERGY & ENVIRONMENTAL

Senate Sends Water Infrastructure Legislation To Trump

The U.S. Senate on Wednesday overwhelmingly passed a water infrastructure construction and reform bill that authorizes dozens of new projects including upgrading aging drinking water, wastewater and irrigation systems. [Read full article »](#)

Ky. Utility Wants 6th Circ. Redo On Groups' Pollution Claims

Kentucky Utilities Co. has asked the Sixth Circuit to rehear a panel's

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Horvitz & Levy
Hunton Andrews Kurth
Irell & Manella
Jenner & Block
Jones Day
Kasowitz Benson
Kessler Topaz
Kilpatrick Townsend
Kirkland & Ellis

decision that allowed environmentalists to bring claims under the Resource Conservation and Recovery Act over allegations the utility's coal ash was polluting waterways. [Read full article »](#)

DOI Facing FOIA Suit Over Zinke Travel Records

A conservation group and a transparency advocate jointly filed suit in D.C. federal court Wednesday against the U.S. Department of the Interior accusing it of repeatedly failing to provide travel documents and other information about Secretary Ryan Zinke requested under the Freedom of Information Act. [Read full article »](#)

Enviros Ask Ga. Court To Uphold EPA, Army Corps Water Rule

Environmental groups on Wednesday asked a Georgia federal court to uphold the U.S. Environmental Protection Agency and U.S. Army Corps of Engineers' highly contested Clean Water Rule and dissolve an injunction barring the agencies from implementing the rule. [Read full article »](#)

HEALTH & LIFE SCIENCES

Senior Dem Says VA Stonewalling Mar-A-Lago Trio Probe

Veterans Affairs Secretary Robert Wilkie has wrongly attempted to "stonewall" a congressional investigation into claims that three members of President Donald Trump's Mar-a-Lago Club are secretly influencing U.S. Department of Veterans Affairs personnel and policy decisions, a senior congressional Democrat claimed Tuesday. [Read full article »](#)

IP & TECHNOLOGY

Analysis

AIA Claim Construction Change To Spur Revamped Strategies

The U.S. Patent and Trademark Office said Wednesday that America Invents Act reviews will start using the same claim construction standard as district courts beginning Nov. 13, and while the change will not usually result in different outcomes in the reviews, it will reshape strategy for litigants, attorneys say. [Read full article »](#)

TRANSPORTATION & INFRASTRUCTURE

Analysis

3 Takeaways From DOT's New Automated Vehicles Policy

The U.S. Department of Transportation's newly updated policy on self-driving or autonomous cars eases the rules for development while also paving the way for upgrading infrastructure and integrating the new technology with other modes of transportation, experts say. Here, Law360 examines a few takeaways from the Automated Vehicles 3.0 guidance. [Read full article »](#)

REAL ESTATE

Fla. Court OKs No-Bid Sale For Beckham's Miami Stadium

A Florida appeals court ruled Wednesday against a Miami activist seeking to reverse the approval of a \$9 million, no-bid sale of county-owned land to ex-soccer star David Beckham for a stadium to host an expansion Major League Soccer team. [Read full article »](#)

EMPLOYMENT

Feature

4 Tips For NY Employers Navigating New Sex Harassment Law

New York state's new standards for how businesses should structure anti-sexual harassment policies and conduct newly mandated training sessions took effect on Tuesday, leaving employers in the Empire state with a fresh batch of potential compliance headaches. Here, experts share four tips for employers to make sure their practices comport with New York's new rules.

Kurzban Kurzban

Kutak Rock

Labaton Sucharow

Latham & Watkins

Lieff Cabraser

Mayer Brown

Milbank Tweed

Mintz Levin

Munger Tolles

Nixon Peabody

O'Melveny & Myers

Scarinci Hollenbeck

Schulten Ward

Sills Cummis

Skadden

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Thornton Law Firm LLP

Wachtell Lipton

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Apple Inc.

Association of American Railroads

Burford Capital LLC

Center for Biological Diversity

Charter Communications Inc.

Citigroup Inc.

Facebook

Ferro Corp.

Fordham University

Gilead Sciences Inc.

GoPro Inc.

Google Inc.

Hong Kong Exchanges and Clearing

International Bar Association

LG&E and KU Energy LLC

LexisNexis Group

London Stock Exchange Group PLC

Major League Soccer LLC

[Read full article »](#)

COMPETITION

Investor Says Teva Pharma Lied About Price-Hike Scheme

A Swedish investment firm Wednesday accused Teva Pharmaceuticals in Connecticut federal court of lying to shareholders about an alleged scheme to pump up its share prices through a series of unsustainable price hikes that ultimately resulted in a spate of antitrust suits and the collapse of its market value. [Read full article »](#)

Feature

Abuse Scandals May Put Olympic Antitrust Immunity In Doubt

A senator's threat last week to look into stripping the U.S. Olympic Committee of its antitrust protection if it fails to reform amid a series of sexual abuse scandals could upend the way U.S. Olympics sports have been organized and funded for decades. [Read full article »](#)

CYBERSECURITY & PRIVACY

Federal Privacy Law Shouldn't Lower The Bar, Senators Told

Consumer advocates hit back at calls from tech giants such as Google and Apple asking for federal lawmakers to enact a uniform national privacy law that wipes out more stringent state rules, telling a seemingly receptive Senate committee on Wednesday that recent legislative efforts in the European Union and California should be viewed as models and not disregarded. [Read full article »](#)

INTERNATIONAL TRADE

Trump Crackdown May Cool Tech Deals, Sophos GC Says

Security software company Sophos Group PLC's general counsel on Wednesday warned attorneys at DLA Piper's technology conference in Silicon Valley of the impacts of new Trump-era rules governing international tech transactions, saying completing those deals may take longer, be more costly and might not happen. [Read full article »](#)

TAX

EU Council Opinion Proposes New Legal Basis For Digital Tax

The European Commission's proposed digital services tax likely doesn't qualify as an indirect tax, and therefore it should be put forward under the generic legal basis of Article 115 of the European Union treaty rather than Article 113 as proposed, according to an opinion from the Council of the European Union's legal service. [Read full article »](#)

DC May Adopt Wayfair Legislation On Emergency Basis

The District of Columbia may adopt remote seller legislation on an emergency basis to have online and other remote retailers collect and remit sales and use tax to the jurisdiction by Jan. 1, the chairman of a district council committee said Wednesday. [Read full article »](#)

Opportunity Zone Transfers May Avoid Tax, Lawmaker Says

Forthcoming guidance from the U.S. Department of the Treasury may shield opportunity zone transfers from the capital gains tax, a lawmaker who helped draft the legislation said Wednesday. [Read full article »](#)

IMMIGRATION

High Court Weighs Bond Hearings For Detained Immigrants

The U.S. Supreme Court on Wednesday heard arguments in a case concerning whether some immigrants have a right to a bond hearing if they were not immediately detained following their release from criminal custody, with government counsel facing a tough line of questioning over the limits of

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MasterCard Inc.

NAACP Legal Defense and Educational Fund Inc.

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NBCUniversal Inc.

Naral Pro-Choice America

National Collegiate Athletic Association

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Federal Communications Commission

Federal Highway Administration

Federal Motor Carrier Safety Administration

Federal Railroad Administration

Federal Trade Commission

immigration agencies' authority. [Read full article »](#)

Ginsburg Pauses Deposition On Census Citizenship Question

Justice Ruth Bader Ginsburg has left open the possibility that the U.S. Supreme Court will examine whether U.S. Commerce Secretary Wilbur Ross will be questioned over adding a citizenship question to the 2020 census, granting the federal government's bid to pause the scheduled deposition. [Read full article »](#)

Settlement In Family Separations Case Tentatively Approved

A California federal judge on Tuesday approved a preliminary settlement between the Trump administration and immigrants in three companion cases challenging family separations in detention, finding that the proposal appeared fair at the current stage of the litigation. [Read full article »](#)

Feds Want 9th Circ. To Reverse Pause Of DACA Notice Ruling

The Trump administration on Tuesday urged the Ninth Circuit to reverse a California federal court's order that temporarily barred the federal government from removing from the Deferred Action for Childhood Arrivals program any class member in the case without first giving them notice and a chance to respond. [Read full article »](#)

Ending Haitians' Protected Status Not Arbitrary, Feds Say

A New York federal court should toss a case challenging the Trump administration's decision to end temporary protected status for Haitians because the move was not capricious or arbitrary, the U.S. government argued Tuesday. [Read full article »](#)

TELECOMMUNICATIONS

FCC'S O'Rielly Pushes 'Kid Vid' Revamp To Help Broadcasters

FCC Commissioner Michael O'Rielly has proposed new children's programming requirements in response to a changing media landscape and marketplace, as more kids are going to platforms other than television for their programming, he said at the 2018 Kentucky Broadcasters Association Conference. [Read full article »](#)

WHITE COLLAR

Man Who Sold Bank Info To Russian Trolls To Serve 6 Mos.

A California man who pled guilty to selling stolen bank account information later used by Russian online trolls to arrange payments related to an alleged influence campaign intended to tip the 2016 election toward President Donald Trump was sentenced in D.C. federal court Wednesday to six months in prison. [Read full article »](#)

EXPERT ANALYSIS

Kavanaugh Cannot Be Compelled To Recuse Himself

Whether Justice Brett Kavanaugh's prior statements may be grounds for disqualification when it comes to judging certain cases is debatable, but there are no specific recusal guidelines for the U.S. Supreme Court. The justices themselves don't even agree on where to draw the line when it comes to perceived political bias, says Donald Scarinci, a founding partner of Scarinci Hollenbeck LLC. [Read full article »](#)

How FIRRMA Changes The Game For Tech Cos. And Investors

The Foreign Investment Risk Review Modernization Act, signed into law in August, will significantly alter how the Committee on Foreign Investment in the United States conducts its work. Emerging technology companies, and their prospective investors, must be mindful of whether investments are now subject to CFIUS jurisdiction, say attorneys at Latham & Watkins LLP. [Read full article »](#)

Federal Transit Administration
Government Accountability Office
Internal Revenue Service
Maritime Administration
National Highway Traffic Safety Administration
Ohio Attorney General's Office
Ohio Bureau of Workers Compensation
Oklahoma Supreme Court
Securities and Exchange Commission
Tennessee Valley Authority
U.S. Army
U.S. Attorney's Office
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Transportation
U.S. Department of Veterans Affairs
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
United States District Court for the Eastern District of Pennsylvania

LEGAL INDUSTRY

Jenner, Munger, Milbank Partners Get Trump's Nod For Bench

President Donald Trump announced a slew of judicial nominations on Wednesday, including two nominees for the Second Circuit, three for the Ninth Circuit and a host of district court seats, among them partners from Jenner & Block LLP, Munger Tolles & Olson LLP, Milbank Tweed Hadley & McCoy LLP and Horvitz & Levy LLP. [Read full article »](#)

1 In 3 Attys Would Change Firms For More Money

One in three attorneys would find a lateral job offer enticing if it comes with higher earnings potential than their current position, according to a new survey, with the results suggesting firms are also focused on money when considering new recruits. [Read full article »](#)

Ex-Willkie, Hunton Atty Gets 5 Years In \$7.8M Fraud Case

A former Willkie Farr & Gallagher LLP and Hunton & Williams LLP partner was slammed Wednesday with a five-year prison sentence for conspiring to defraud the firms and MasterCard Inc. out of about \$7.8 million for work that was never performed, with a New Jersey federal judge calling her misconduct "a betrayal of trust." [Read full article »](#)

Labaton To Pay \$4.8M, Accept Oversight On Fee Practices

Labaton Sucharow LLP has apologized and will pay \$4.8 million and accept oversight by a retired judge to resolve a Massachusetts federal court's investigation into the firm's excess fees and a controversial payment to a Texas lawyer, according to Wednesday court filings. [Read full article »](#)

Chief Justice Transfers Kavanaugh Complaints To 10th Circ.

Chief Justice John Roberts said Wednesday that he's transferring 15 judicial misconduct complaints against recently confirmed Justice Brett Kavanaugh to the Tenth Circuit, after Kavanaugh's former colleagues on the D.C. Circuit passed the complaints to the U.S. Supreme Court. [Read full article »](#)

U.S. District Judge Slomsky In Pa. Takes Senior Status

U.S. District Judge Joel H. Slomsky, one of the Philadelphia federal court's judges, has retired to senior status, leaving a vacancy on the bench, the court announced Tuesday. [Read full article »](#)

Smaller Firms Must Prepare For Cyberattacks, Too

All law firms are targets for cybercriminals, but while the larger legal players have implemented measures to protect their data, small and midsize firms are less likely to devote the necessary time and resources to doing so, according to a report released Wednesday. [Read full article »](#)

Litigation Funder Vannin Capital Postpones IPO Plans

Litigation funder Vannin Capital said Wednesday that it is no longer planning to launch an initial public offering on the London Stock Exchange in the near future because of recent volatility in the equity market and would postpone the listing until market conditions recover. [Read full article »](#)

Legal Funder Burford Puts \$50M Toward Female-Led Litigation

Litigation funding behemoth Burford Capital on Wednesday said it will put its money where its mouth is on the issue of promoting gender parity in BigLaw, with an initiative known as The Equity Project, which has a \$50 million pool exclusively for financing litigations led by female lawyers or female-owned law firms. [Read full article »](#)

Q&A

Law Firm Leaders: Irell & Manella's Ellisen Turner

Ellisen Turner was named managing partner of Los Angeles-based midsize firm Irell & Manella LLP in September 2017. The law firm represents clients in major, high-stakes litigation and recently won the reversal of a \$2.5 billion verdict that had gone against client Gilead Sciences. The firm also guides

corporations in multibillion-dollar mergers and acquisitions.

[Read full article »](#)

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From: [Route Fifty Today](#)
To: [Adam Chapdelaine](#)
Subject: (Archive Copy) A tool to look at city emissions and solar power potential
Date: Wednesday, October 03, 2018 7:02:37 AM

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Connecting state and local government leaders

Route Fifty Today October 3, 2018



Google Tool Offers Look at City Emissions, Solar Power Potential

BILL LUCIA | The company's Environmental Insights Explorer features only five localities for now, but there are plans to expand it to thousands.

Studies: Arming Teachers Is Likely Not an Effective Deterrent for School Shootings

KATE ELIZABETH QUERAM | Evidence suggests that civilians would be unlikely to effectively counter-attack an active shooter, according to a review of studies on violent attacks for the Rockefeller Institute of Government.

Seattle Prepares to Challenge FCC Over 'Misguided' 5G Order

DAVE NYCZEPIR | Other cities are expected to join the effort.

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New York Corrects Decades-Old Misspelling

MICHAEL GRASS | STATE AND LOCAL ROUNDUP | Md. county will pay to remove 19 flood-vulnerable homes ... Boston is ready for winter ... small S.D. towns struggle to pay for

road repairs.

Small Town vs. Big Pollution: Black Residents Allege Environmental Racism

[REBECCA BEITSCH](#) | [THE PEW CHARITABLE TRUSTS](#) | Residents of an Alabama town say they are living with pollution that causes a host of health problems.

In Montana, a Tough Negotiator Proved Employers Don't Have to Pay So Much for Health Care

[MARSHALL ALLEN](#) | [PROPUBLICA](#) | With its employee health plan in financial crisis, Montana hired a former insurance insider who pushed back against industry players with vested interests in keeping costs high. She proved, essentially, that bargaining down health care prices works.

Combating China's Recycling Reversal

[KATE ELIZABETH QUERAM](#) | City leaders have multiple options to cope with new waste regulations in China, which previously processed a lot of this country's recycling, according to a National League of Cities report.

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To: achapdelaine@town.arlington.ma.us
Subject: (Archive Copy) A Year Later, Travel Ban Waivers Still Elusive
Date: Thursday, June 13, 2019 4:24:09 AM



PUBLIC POLICY

Thursday, June 13, 2019



TOP NEWS

Analysis

A Year Later, Travel Ban Waivers Still Elusive

One year after the U.S. Supreme Court upheld President Donald Trump's travel ban, those affected have no more clarity as to how to obtain a waiver granting entry to the U.S. and in many cases remain separated from family, attorneys said.

[Read full article »](#)

Senate OKs 5 Trump Trial Court Picks With Bipartisan Support

The Senate on Wednesday confirmed five of President Donald Trump's picks for U.S. district court seats, bringing the week's judicial confirmations to nine.

[Read full article »](#)

Mich. Judge Nominee Withdraws After Conservative Backlash

Attorney Michael Bogren said Wednesday he had withdrawn his nomination for a federal judgeship in the Western District of Michigan after what he called "gross mischaracterizations" of his past legal work by social conservatives.

[Read full article »](#)

San Francisco DA To Use AI To Curtail Racial Bias In Charges

San Francisco's district attorney is hoping artificial intelligence that automatically eliminates race information from police incident reports, likely the first of its kind in the nation, can help prevent implicit bias from seeping into charging decisions made by prosecutors.

[Read full article »](#)

Dems Move To Hold Top Officials In Contempt Over Census

House Democrats moved Wednesday to hold Attorney General William Barr and Commerce Secretary Wilbur Ross in contempt, saying the cabinet officials refuse to cooperate with their probe into the Trump administration's plan to add a citizenship question to the census.

[Read full article »](#)

House Panel OKs Requiring Cos. To Identify Beneficial Owners

A House committee approved legislation Wednesday that would require companies to disclose the identity of their beneficial owners in an effort to unmask anonymous shell companies and help law enforcement combat illicit money laundering and tax evasion.

[Read full article »](#)

Wyden Vows To Hold Treasury Picks Over Trump Tax Request

Senate Finance Committee ranking member Ron Wyden, D-Ore., said Wednesday he will hold all U.S. Department of the Treasury nominations after failing to receive adequate answers on noncompliance with a request for President Donald Trump's tax returns.

[Letter attached](#) | [Read full article »](#)



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[Earthjustice](#)
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[Frank Sims & Stolper](#)
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[Gibson Dunn](#)
[Goodwin](#)
[Greenberg Traurig](#)
[Harris Wiltshire](#)
[Hilliard Martinez](#)
[Holland & Hart](#)
[Jones Day](#)
[K&L Gates](#)
[Kaufman Dolowich](#)
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[Lightfoot Franklin](#)
[Littler Mendelson](#)
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[Lucas Magazine](#)
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[Milberg Tadler](#)
[Morrison & Foerster](#)
[Morrison Cohen](#)
[Munger Tolles](#)
[Nicolaidis Fink](#)
[Nixon Peabody](#)

Trump Officials Raised Counterintel Alarm, Ex-FBI Agents Say

Multiple actions undertaken by members of President Donald Trump's campaign before and after the 2016 presidential election raised legitimate counterintelligence concerns, two former FBI officials told the House Permanent Select Committee on Intelligence during a Wednesday hearing on the counterintelligence implications of the Mueller report.

[Read full article »](#)

BANKING & SECURITIES

Analysis

How A Small Bank's Fed Account Quest May Impact Fintechs

A David and Goliath battle playing out in New York federal court between a small bank startup and the Federal Reserve may shed light on an issue that's dogged fintech firms interested in becoming federally chartered banks: Will they be allowed to access the Fed's payments system?

[Read full article »](#)

Analysis

Wall St. Cop Stakes Its Turf In 1st Crowdfunding Decision

The Financial Industry Regulatory Authority recently flexed its power to police crowdfunding websites with a panel's first litigated enforcement action against a funding portal, a move that laid out novel interpretations of the organization's rules and set up a possible countersuit.

 1 document attached | [Read full article »](#)

SEC Leaving Cryptos In An 'Awkward' Place, Ripple Exec Says

Ripple's chief technology officer said Wednesday that lack of clarity from the U.S. Securities and Exchange Commission has left the digital payments company in an "awkward situation," as the agency just last week launched a highly anticipated action against Kik.

[Read full article »](#)

Senate Dems Want Answers On Fintech Algorithm Bias

U.S. Sens. Elizabeth Warren, D-Mass., and Doug Jones, D-Ala., have sent a letter to the nation's top financial regulators asking how they plan to combat potential ethnic bias embedded in financial technology algorithms, according to a Wednesday announcement.

 Letter attached | [Read full article »](#)

HK Dings Manufacturer, Citing Financial Reporting Issues

The Hong Kong Stock Exchange hit a consumer products manufacturer with a censure Wednesday, finding the company published annual results without confirming the accuracy of their contents with an auditor and missed a deadline for the release of other financial information.

[Read full article »](#)

ENERGY & ENVIRONMENTAL

Exxon Stripped Of Most Defenses In NY AG's Climate Case

A New York state court judge on Wednesday dismissed most of Exxon Mobil's defenses in a lawsuit brought by the state attorney general's office that accuses the energy giant of defrauding investors by hiding climate change risks from them.

[Read full article »](#)

Enviros Hit FWS With Suit Over Prairie Chicken Inaction

The Center for Biological Diversity and other environmental groups sued the U.S. Fish and Wildlife Service on Wednesday, alleging that a deadline had passed for the government to decide whether the lesser prairie chicken deserved protections under the Endangered Species Act.

Pacifica Law Group
Paley Rothman
Paul Hastings
Paul Weiss
Perkins Coie
Porzio Bromberg
Quinn Emanuel
Robert & Robert PLLC
Ropes & Gray
Seltzer Caplan
Sheppard Mullin
Shulman Hodges
Spiegel & McDiarmid
Telecom Law Firm PC
The Sanders Firm
The Webster Law Firm
Winebrake & Santillo
Winstead PC

COMPANIES

Organisation for Economic Co-operation and Development
AT&T Inc.
Academy Sports & Outdoors
American Enterprise Institute
American Financial Network Inc.
Apple Inc.
Association for Accessible Medicines
Belo Corp.
Center for American Progress
Center for Biological Diversity
Defenders of Wildlife
EisnerAmper LLP
Epic Systems Corp.
Ethereum GmbH
Exxon Mobil Corp.
Facebook
Financial Industry Regulatory Authority Inc.
Gannett Co. Inc.
GoFundMe Inc.
Google Inc.
Hong Kong Exchanges and Clearing
Instagram Inc.
Intel Corp.
International Refugee Assistance Project
KV Pharmaceutical Co.
Kik Interactive Inc.
LinkedIn Corp.
Lyft Inc.
National Association for the Advancement of Colored People

 [Complaint attached](#) | [Read full article »](#)

FERC Dems Make Climate Change Case In House Hearing

A U.S. House panel on Wednesday gave the Federal Energy Regulatory Commission's two Democrats a Capitol Hill platform to assert that the commission needs to beef up its climate change reviews of gas infrastructure projects, an issue over which they and their Republican counterparts are stubbornly split.

[Read full article »](#)

HEALTH & LIFE SCIENCES

FDA Offers 'Rapid' Help As Stem Cell Approval Deadline Nears

The U.S. Food and Drug Administration on Wednesday offered to give "rapid" feedback to stem cell clinics that solicit its views on how their treatments would be regulated in an effort to jump-start inquiries by clinics that have largely ignored an approaching deadline to seek agency approval.

[Read full article »](#)

New Bill Would Make It Easier To Invalidate Drug Patents

A bill introduced Wednesday in the U.S. House of Representatives would mandate that once the first patent on a drug expires, all other patents on it are presumed to be invalid unless the patent owner can prove otherwise, a move proponents say will lower drug prices.

 [Bill attached](#) | [Read full article »](#)

FDA Flouted Law To Undercut \$375K Drug, Suit Says

The U.S. Food and Drug Administration unlawfully approved a lower-cost version of a \$375,000 per year drug for a rare autoimmune disease because of concerns about affordability, according to a lawsuit filed Wednesday in Florida federal court.

 [Complaint attached](#) | [Read full article »](#)

MEDIA & ENTERTAINMENT

Mont. Fails To Override Gov.'s Veto On Private Sports Betting

Montana lawmakers this week failed to override Gov. Steve Bullock's veto of a bill that would have allowed private companies to operate sports betting after the governor last month signed an alternative bill to allow the state lottery to offer sports betting.

[Read full article »](#)

Poll: Just 29% Would OK Colo. Sports Betting Referendum

A recent survey found that only 29% of Colorado voters would approve a state sports betting referendum with such a measure on the ballot this November, although nearly 40% remain undecided, raising questions over legalization bills passed earlier this year.

[Read full article »](#)

TRANSPORTATION & INFRASTRUCTURE

Uber And Lyft Face New Rules, Longer License Cap In NYC

New York City will indefinitely extend an initial one-year freeze on new licenses for app-based ride-hailing services like Uber and Lyft and introduce new limits on how long empty for-hire vehicles can "cruise" Manhattan looking for passengers to pick up, Mayor Bill de Blasio announced Wednesday.

[Read full article »](#)

EMPLOYMENT

Analysis

New York Times Co.

Nike Inc.

Pfizer Inc.

Pharmaceutical Research and
Manufacturers of America

QUALCOMM Inc.

Rent-A-Center Inc.

Siemens AG

Sierra Club

Southern Poverty Law Center

The Boeing Co.

The Travelers Companies Inc.

The University of Alabama System

Twitter Inc.

Uber Technologies Inc.

United States Telecom Association

Verizon Communications Inc.

Washington Post Co.

YouTube Inc.

GOVERNMENT AGENCIES

Bureau of Citizenship and
Immigration Services

California Department of Public
Health

Consumer Financial Protection
Bureau

Delaware Court of Chancery

Department of Commerce

Economic Research Service

Federal Bureau of Investigation

Federal Communications
Commission

Federal Deposit Insurance Corp.

Federal Election Commission

Federal Emergency Management
Agency

Federal Energy Regulatory
Commission

Federal Housing Administration

Federal Reserve System

Federal Trade Commission

Financial Crimes Enforcement
Network

Fish and Wildlife Service

Food and Drug Administration

Illinois Department of Revenue

Internal Revenue Service

Montana Secretary of State

National Aeronautics and Space
Administration

National Institutes of Health

National Labor Relations Board

National Oceanic and Atmospheric
Administration

New York Attorney General's

Employers May Shy Away From Offering Annuities In 401(k)s

Legislation making its way through Congress will make it easier for businesses to offer annuities in employees' retirement plans, but employers may still be put off by the complexity, costs and untested nature of the arrangements.

[Read full article »](#)

DOL Did Chamber's Bidding With OT Rule, House Panel Hears

Workers' advocates cast the U.S. Department of Labor as the business lobby's pet on Wednesday at a U.S. House of Representatives hearing on the Trump administration's proposed overtime rule, which would set the salary under which most workers must get overtime at about \$35,000.

[Read full article »](#)

Nevada First To Protect Job Applicants Over Pot Testing

Nevada is now the first state with legal recreational cannabis to bar employers from rejecting job applicants over a drug test that reveals cannabis use.

[Read full article »](#)

NJ Gov. Signs 'Panic Button' Bill To Protect Hotel Workers

New Jersey Gov. Phil Murphy has signed a bill requiring hotels with more than 100 guest rooms to offer their housekeeping workers portable "panic buttons" to protect them from sexual assault, harassment and other violent acts by guests and co-workers.

[Read full article »](#)

COMPETITION

State AGs Take Aim At 'Creepy' Google, Facebook Monopolies

Several state attorneys general expressed a keen interest Wednesday in potential antitrust enforcement actions against Google, Facebook and other major technology companies, with one even suggesting a probe may already be underway.

 [Letter attached](#) | [Read full article »](#)

Warren Wants DOJ Antitrust Head Off Apple, Google Probes

Democratic Senator Elizabeth Warren demanded the head of the U.S. Department of Justice's Antitrust Division steer clear of reported investigations into Google and Apple, as the Massachusetts lawmaker said the antitrust chief's past lobbying work with the tech giants means his involvement in the probes would cross ethical boundaries.

 [2 documents attached](#) | [Read full article »](#)

MEDICAL MALPRACTICE

Insurer Sues NJ Firm For Mishandling \$9M Severed Leg Case


An insurer slapped Florio Perrucci on Wednesday with a malpractice suit in New Jersey federal court alleging its attorneys botched their defense of state agencies in litigation over a multivehicle collision that cost a woman her leg, leading to a \$9 million judgment and ultimately a \$3.5 million settlement.

 [Opinion attached](#) | [Read full article »](#)

PERSONAL INJURY

Gun Seller Urges Texas Justices To Toss Mass-Shooting Suits

A Texas-based sporting goods store has asked the Texas Supreme Court to undo lower court rulings that allowed four lawsuits brought by families of victims of the Sutherland Springs mass shooting to proceed, arguing federal law bars the claims.

 [Petition attached](#) | [Read full article »](#)

[Office](#)

[New York State Gaming Commission](#)

[Office of the Comptroller of the Currency](#)

[San Francisco Department of Public Health](#)

[Securities and Exchange Commission](#)

[Texas Supreme Court](#)

[U.S. Attorney's Office](#)

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[U.S. Department of Agriculture](#)

[U.S. Department of Homeland Security](#)

[U.S. Department of Housing and Urban Development](#)

[U.S. Department of Justice](#)

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[U.S. Department of the Treasury](#)

[U.S. House Committee on Energy and Commerce](#)

[U.S. House of Representatives](#)

[U.S. Immigration and Customs Enforcement](#)

[U.S. Patent and Trademark Office](#)

[U.S. Supreme Court](#)

[United Nations](#)

[Virginia State Senate](#)

[Wage and Hour Division](#)

GOVERNMENT CONTRACTS

Siemens Hit With \$225M Suit Over Water Meter Readings

The city of Jackson, Mississippi, alleged in state court Tuesday that it is owed \$225 million in damages for a water meter and billing system designed and installed by Siemens and its subcontractors that has cost the city over \$20 million a year due to inaccurate readings.

 [Complaint attached](#) | [Read full article »](#)

TAX

SF Lawmakers Advance CEO Tax To Fund Health Program

San Francisco lawmakers have pushed through a possible tax on companies in the city with the wealthiest CEOs as a way to pay for a recently introduced proposal that would provide for a citywide universal mental health care and substance abuse treatment program.

[Read full article »](#)

IMMIGRATION

Trump's USCIS Pick Would 'Undermine' Agency, Groups Say

A group of over 120 advocacy organizations, including the Center for American Progress, the NAACP and the Southern Poverty Law Center, slammed President Donald Trump's choice to place an immigration hardliner at the helm of U.S. Citizenship and Immigration Services.

 [Letter attached](#) | [Read full article »](#)

Immigration Court System 'Can't Be Salvaged,' Nonprofits Say

The U.S. immigration court system has collapsed and "cannot be salvaged" unless it is freed from the attorney general's control and given independence, the Southern Poverty Law Center and Innovation Law Lab said in a report Wednesday.

 [Report attached](#) | [Read full article »](#)

State Pot Conviction Enough To Deport Man, BIA Holds

The deportation order for a Mexican national who was twice convicted of marijuana possession under Florida state law will stand, the Board of Immigration Appeals said Tuesday, ruling on the interplay of state and federal drug laws.

 [Decision attached](#) | [Read full article »](#)

NATIVE AMERICAN

Home Lending Cos. Back Tribe In HUD Mortgage Battle

Two home mortgage lenders urged a federal court not to let the U.S. Department of Housing and Urban Development limit a Utah tribe's down payment financing for federally insured mortgages, saying HUD hadn't shown that the tribe's program is riskier than state agency financing.

 [2 documents attached](#) | [Read full article »](#)

TELECOMMUNICATIONS

Carpenter Cell Data Shouldn't Be Excluded, 6th Circ. Rules

The Sixth Circuit has upheld a former Supreme Court petitioner's robbery convictions, ruling that while the collection of his historical cellphone location records was unconstitutional under the precedent set in his case by the high court, law enforcement acted in good faith when they obtained the data years before the Supreme Court considered the issue.

 [Opinion attached](#) | [Read full article »](#)

FCC Has New Broadband Mapping Plan, Pai Tells Congress

The Federal Communications Commission is making strides toward creating better maps of where broadband access exists, and it plans to vote on a proposal to collect more detailed service information this summer, FCC Chairman Ajit Pai told lawmakers during a Senate Commerce Committee oversight hearing on Wednesday.

[Read full article »](#)

Sens. Probe FCC Spectrum Rift's Effect On Weather Forecasts

Senators tried to get to the root of a disagreement between the Federal Communications Commission and the U.S. Department of Commerce during an oversight hearing Wednesday, investigating why some executive branch agencies challenged the FCC's plan to avoid signal interference right before the start of a 5G spectrum auction.

[Read full article »](#)

Cities Tell 9th Circ. FCC Overstepped With 5G Order

A host of municipalities have submitted opening briefs to the Ninth Circuit in a challenge to an FCC order limiting how much they can charge carriers to set up small-cell nodes on existing infrastructure, saying the agency overstepped its bounds.

 4 documents attached | [Read full article »](#)

WHITE COLLAR

Calif. Rep.'s Wife To Change Plea On Campaign Fund Charges

Margaret E. Hunter, the wife of U.S. Rep. Duncan D. Hunter, is set to change her not guilty plea in a case accusing her and her husband of using more than \$250,000 in campaign funds to pay for personal expenses, according to a Wednesday docket entry.

[Read full article »](#)

PEOPLE

Perkins Coie Snags Telecom Expert From Paul Hastings

Perkins Coie has snapped up a media and telecommunications expert from Paul Hastings to join its technology transactions, privacy, and mergers and acquisitions practice in its Washington office.

[Read full article »](#)

EXPERT ANALYSIS

Rebuttal

Replacing Ill. Tax Limits With Hope For Legislative Discipline

The explanation by a recent Law360 article that a proposed Illinois constitutional amendment is limited only to instating a graduated income tax rate will not convey to voters that, if the amendment is passed, only legislative discipline or a governor's veto may rein in the power to tax income, says Michael Wynne of Jones Day.

[Read full article »](#)

Confidentiality: The New Employee Arbitration Battleground

The National Labor Relations Board's decision that arbitration agreements may not lawfully require employees to keep arbitrations confidential is not precedential and is expected to receive further review from the NLRB. But it is still useful for understanding the impact of the U.S. Supreme Court's Epic Systems decision, say Jared Gardner and Danielle Ryman of Perkins Coie.

 Decision attached | [Read full article »](#)

Insuring The Ever-Growing Cannabis Industry: Part 2

By legalizing hemp, the Farm Bill has legitimized a portion of the cannabis space, but it has also created fertile ground for new liability exposures, which create significant opportunities for insurers to enter the cannabis market, say Jodi Green and Patricia Daza-Luu of Nicolaides Fink.

[Read full article »](#)

LEGAL INDUSTRY

Judges See Duty To Push Back Against Independence Threats

Almost nine out of 10 judges said in a recent survey that jurists should speak out against threats to the independence to the judiciary, citing, among other factors, their mandate under the Model Code of Judicial Conduct to improve the administration of justice.

[Read full article »](#)

Flynn Ditches Covington Team For Mueller Conspiracist

Ex-national security adviser Michael Flynn has hired a lawyer who peddled conspiracy theories about the special counsel's investigation into Russian meddling in the 2016 presidential election to replace Covington & Burling LLP as he faces sentencing on a charge of lying to investigators.

[Read full article »](#)

Boies Schiller Gets OK To Rep 2 'Varsity Blues' Defendants

A Boston federal court has decided that Boies Schiller Flexner LLP can continue to represent two defendants in the Varsity Blues college admissions cheating case, despite the fact that one parent is cooperating with the government and may be called upon to testify against the other.

[Read full article »](#)

Milberg, Convicted Ex-Partner End \$15M Reorganization Fight

Milberg LLP has struck a confidential deal in a \$15 million case brought in New York state court by an ex-partner and convicted felon who alleged his former firm reorganized to deprive him of payments he was owed.

[Read full article »](#)

Ex-Avenatti Partner Threatens Suit Of Other Attys Over \$10M

A former partner of Michael Avenatti pressing for payment on a \$10 million judgment raised a threat Tuesday that other lawyers who have accepted fees from the embattled Avenatti could be sued for fraudulent transfers.

[Read full article »](#)

Rent-A-Center Atty Takes Over As GC Resigns

Rent-A-Center has tapped one of its in-house attorneys to serve as interim general counsel amid the resignation of its most recent top lawyer, according to a Tuesday filing with the U.S. Securities and Exchange Commission.

[Read full article »](#)

Law Firm Leaders: Nicolaides' Richard Nicolaides

Richard Nicolaides, founder and managing partner of insurance boutique Nicolaides Fink Thorpe Michaelides Sullivan LLP, speaks to Law360 about the challenges of starting a new firm and the value of staying independent and specialized.

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NOVEMBER NEWSLETTER



TICKET # 6

SATURDAY, NOV 3, 2:15 PM

THE KISS (20 min)

David Priego | France | Nar | New England Premiere

A museum guard who watches over Rodin's sculpture Le Baiser (The Kiss) develops a longing to experience romantic love. The Kiss explores the magical and mystical relationship that sometimes flourishes between a work of art and the observer



MADHATTAN (55 min)

Carolyn Constantine | Australia/USA | Doc | Boston Premiere

A remarkable journey from the remote red dirt of the outback in Australia to the red carpet in New York as milliner Felicity Brown takes her amazing collection of hats and fantastic headpieces to New York for Fashion Week, ready to take on the world, one hat at a time...a celebration of creativity, passion, and overcoming obstacles to follow a dream.

Reception & Gallery Talk immediately following at 13Forest Gallery w/Boston's own 'fine milliner', Marie Galvin and an exhibition of her hat creations



Marie Galvin is an award-winning Irish Milliner based in Boston. In the late 90s, Marie discovered that Boston's Fort Point Channel was the perfect environment to hone her passion and set out to carve her niche in New England's largest artist communities. At the time there were no millinery courses offered by schools in the US. Undaunted, Marie instead chose to forge ahead and teach herself the Art of Millinery in her quest to become a true milliner. With the aid of old early edition Millinery instructional books and the deconstruction of vintage hats, Marie began an intense program of study, documentation, and education. This methodology would afford Marie the old and lost techniques that defined that art of Millinery. Marie felt that like any art form, you must understand the masters in order to hone your own craft. With that Marie found her true calling.

TICKET #7

SATURDAY, NOV 3, 3:45 PM



MY AMISH WORLD (80 min)

Samuel Wickey | USA | Nar | New England Premiere

A celebration of one man's struggle from fear to freedom, this film was produced and directed by Amish sculptor, Samuel Wickey. In this incredible story based on true events, a mother and father are overwhelmed with emotion when their children are severely bullied in the public school; the father is compelled to take his family and leave the Amish community.

TICKET 8

SATURDAY, NOV 3, 5:20 PM

International Shorts Program II (78 min)

An Homage to Women Filmmakers



EXIT | Katharina Woll | Israel | Doc | U.S.A. Premiere

We witness the painful result of two women, mothers, who divorce and leave the ultra-orthodox community. Heidi, the daughter of the chairman of the United Torah Judaism Party, finds her strength and continues to fight on behalf of women's rights especially within the religious community.

En Autobiografi (AN AUTHOBIOGRAPHY)

Mari Mantela | Finland | Nar | Boston Premiere

Retiring from a job after 45 years is difficult enough but being replaced by a young trainee is another...



ALGORITHMS | Rosin Kearney | Ireland | Nar | U.S.A. Premiere

Two people meet while waiting for their respective dates and chat about

internet dating; can love by numbers really work? Or does that rule out the notion that opposites attract?



YIN YU TANG – Regeneracy on Other Side of Earth

Vivianna Yan | 12 min | USA | Doc | U.S.A. Premiere

During the Qing Dynasty (1644-1911), a prosperous merchant surnamed Huang built a stately sixteen-bedroom house in China's southeastern Huizhou region, calling his home Yin Yu Tang. The house was dismantled and brought to Salem by Peabody Essex Museum. Yan chronicles the rebuilding of this historic house that is on exhibition, connecting people with Chinese history, architecture and culture.

TICKET 9

SATURDAY, NOV 3, 6:55 PM



IT'S JUST A GUN (15 min)

Brian Robau | USA | Nar | Boston Premiere

Imagine the lifetime of a gun...all the hands it may pass through. This is just one chapter in a story when a young boy finds a .38 caliber Smith & Wesson revolver which sets in motion a series of events that will change his life forever.

Awards: Best Narrative Film (Silver) | Students Academy Awards | Hollywood, CA | Best Student Films, Best Cinematography | Breckenridge, CO | WINNER Best Student Film | Savannah, GA | Best Student Film | Ojai, CA

CIRCLE UP (68 min)

Julie Mallozzi | USA | Doc

After the brutal slaying of her teenage son, Janet Connors reaches out to her son's killer to offer a chance for forgiveness. They team up with a group of mothers of murdered children to help young people in their community break the chain of violence and revenge. Circle Up is a call to action for reframing approaches to crime and punishment through the lens of restorative justice, forgiveness, and accountability.

Awards: Best Documentary Grand Jury Prize |Providence

Q&A w/Filmmaker

TICKET 10

SATURDAY, NOV 3, 8:55 PM

International Animation Shorts Program III (68 min)

CAGE | Pengpeng Du | 5 min | USA | USA

Premiere



The life of a concubine was bound; she is consumed by her man through both dream and reality.

HAPPY | Alice Saey | 7 min | France | USA



Premiere

The Egyptian goose seduces us and the flocks of geese with their desire torn between individuality and the urge toward group behavior.

WOODY & WOODY | Jaume Carrio | 13 min |



Spain | USA *Premiere*

A modest tribute to a great filmmaker from New York, with frenetic and ironic dialogs and vibrant drawings that seem to move to the rhythm of

jazz.

HEZAR AFSAN | Asghar Safar & Jalai Yekta



Abbas | 7 min | Iran | USA *Premiere*

The white ogre attacks the city and kidnaps the king. Rostam is sent to find and return him.

STANZAS | Alicja Jasina | USA | 7 min | USA

Premiere

Based on a poem by Aldous Huxley, a stubborn narrator slowly breaks free of their limitations,

allowing more fluidity into their thought process.

LOOK | Meinardas Valkevicius | 4 min |
Lithuania | *USA Premiere*



Human activity does not always have a positive effect on our planet. Look explores natural cycles of exchange between humans and animals...

dare to look and change the world!

CORP | Pablo Polledri | Argentina | 9 min | *USA Premiere*



Ambition, exploitation of labour, environmental pollution, human degradation, surplus value, corruption and much more in the amazing world

of free market!

PEARL | Patrick Osborne | 6 min | USA | *Boston Premiere*



Set inside their home, a beloved hatchback, Pearl follows a girl and her dad as they crisscross the country chasing their dreams. It's a story about the gifts we hand down and their power to carry love. And finding grace in the unlikeliest of places.

PANIC ATTACK | Eileen O'Meara | 3 min |
USA | *Boston Premiere*



This hand-drawn animation explores anxiety, obsession, and one woman's slippery hold on reality.

BEST ANIMATION SHORT



GOOD BOY | Rachel Beltran | 7 min | USA /
East Coast Premiere |

Is there a crowd on a blind date?

TICKET #11

SATURDAY, NOV 3, 10:00 PM



Die Best E Aller Welten (THE BEST OF ALL WORLDS) (103 min)

BEST FEATURE NARRATIVE

Adrian Goiginger | Austria | Nar | *Boston Premiere*

This award-winning film is a kid's true story of his life in the unusual world of his heroin addict mother and their love of each other. This film reminds us that people with drug addictions are not society's throwaways.

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MASSACHUSETTS

Wednesday, March 27, 2019



TOP NEWS

Boies Schiller, Orrick And Others Join 'Varsity Blues' Defense

Parents charged in the "Varsity Blues" college admissions scandal are bolstering their defense ranks with attorneys from firms like Boies Schiller Flexner LLP and Orrick Herrington & Sutcliffe LLP, adding to the growing number of BigLaw outfits involved in the cases, according to filings made Tuesday in Massachusetts federal court.

[Read full article »](#)

Harvard Group Ups Pressure To Nix BigLaw Forced Arbitration

A group of Harvard law students that has launched a yearlong campaign to end so-called coercive contracts in the legal industry said Tuesday it is escalating the pressure by sending teams to hand out fliers outside DLA Piper's Boston office and Venable LLP's office in Washington, D.C.

[Read full article »](#)

Ex-Insys Rep Recounts Ties, Some Physical, To Founder

Insys Therapeutics founder John Kapoor had a physical relationship with a sales representative who complained to him on several occasions about the structure of the company's speaker program, according to testimony by the former employee Tuesday as federal prosecutors continued their quest to prove Kapoor knew what was going on at all levels of his company.

[Read full article »](#)

1st Circ. Says Citizens Bank Overdraft Fees Aren't Interest

A split First Circuit panel Tuesday affirmed a lower court's dismissal of a putative class action brought against Citizens Bank NA, finding the flat overdraft fees charged by the bank do not qualify as interest under the National Bank Act.

[Read full article »](#)

POLICY & REGULATION

White House Fights Bid To Keep Protections For Liberians

President Donald Trump's decision to end a long-standing work authorization program for Liberians was rooted in U.S. foreign policy considerations, not in racism, his administration argued in Massachusetts federal court on Monday.

[Read full article »](#)

LITIGATION

LL Bean Boots Mass. Suit Over Refund For Old Slippers

A Massachusetts federal judge put his foot down on Tuesday, tossing a proposed class action that alleged L.L. Bean committed fraud by refusing to replace a pair of six-year-old slippers that had given out due to normal wear and tear.

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Vistaprint Insider Aided Trader's Perfect Record, Jury Told

A close friend and insider at Vistaprint helped a Boston-area Chinese restaurant owner make nearly \$1 million by feeding him the information he needed to make eight correct bets on the future of the company, a federal jury heard Tuesday during opening statements in the restaurant owner's trial.

[Read full article »](#)

Chancery OKs New Stay For 'Dark' Insys Derivative Claims

A Delaware vice chancellor granted a new stay Tuesday in a derivative Chancery Court suit targeting allegedly "dark" corporation law offenses by key figures of opioid marketer Insys Therapeutics, saying the Delaware action should await a verdict in an ongoing criminal trial.

[Read full article »](#)

General Electric To Pay \$49M To Settle Ponzi Scheme Suit

General Electric Co. has agreed to pay \$49 million to a pair of Florida hedge funds to settle claims it was complicit in a convicted fraudster's \$3.65 billion Ponzi scheme, according to a motion to approve the settlement filed in Florida bankruptcy court.

[Read full article »](#)

PEOPLE

Mostly Female Board Buys Verrill Dana's Equity Record

Verrill Dana LLP recently announced the elevation of Regina M. Hurley to chair of the firm's executive board and the election of a new member that tilts the board majority-female, something Hurley said on Tuesday is another step in a long history of gender equity for the firm.

[Read full article »](#)

Boston Fed Taps Holland & Knight Executive Partner For GC

The Federal Reserve Bank of Boston on Tuesday named the executive partner in charge of Holland & Knight's Boston office as its senior vice president and general counsel.

[Read full article »](#)

EXPERT ANALYSIS

Opinion

Auditors Are Not Watchdogs

Comments made by several justices of the Massachusetts Supreme Judicial Court at oral argument in Chelsea Housing Authority v. McLaughlin reflect a basic misunderstanding of independent auditors' responsibilities, and the function of an audit in general, say Lisa Wood and Matthew Miller of Foley Hoag LLP.

[Read full article »](#)

Setting The Record Straight On Women In Court Reporting

Today, 89 percent of court reporters are women, but I remember sitting behind my steno machine in the '80s and being asked by a judge if I, as a woman, would have the emotional fortitude to work a murder case, says Karen Santucci, chairwoman of the Plaza College court reporting program.

[Read full article »](#)

LEGAL INDUSTRY

Analysis

How Avenatti May Have Crossed The Line Into Extortion

A day after being accused of trying to extort Nike, attorney and President Donald Trump antagonist Michael Avenatti was on the offensive Tuesday with allegations of corruption on the part of the company, but those

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counterpunches likely won't help him dodge federal charges that he went beyond hardball advocacy.

[Read full article »](#)

Analysis

Geragos 'Chargeable' In Avenatti Extortion Case, Experts Say

An extortion case against legal provocateur Michael Avenatti on Tuesday was even more shocking for implicating fellow celebrity lawyer Mark Geragos, suggesting that Geragos himself could still wind up facing charges.

[Read full article »](#)

What To Know About The Other Case Against Avenatti

Allegations that high-profile attorney Michael Avenatti tried to extort Nike may have overshadowed other serious charges that the frequent Trump critic is facing in California. Here, Law360 breaks down prosecutors' contention that Avenatti mishandled client money and committed other misconduct.

[Read full article »](#)

Senate Confirms Bridget Shelton Bade To 9th Circ.

The Senate confirmed another of President Donald Trump's choices for the Ninth Circuit on Tuesday, approving U.S. Magistrate Judge Bridget Shelton Bade of Arizona with bipartisan support.

[Read full article »](#)

Has The Legal Industry Really Taken #MeToo Seriously?

The legal industry as a whole does not take gender-based violence and harassment seriously and needs to reform its approach, an article published Monday in the Georgetown Journal of Legal Ethics contends, citing unclear rules and lack of enforcement.

[Read full article »](#)

MoFo Continues Push To Toss 2 Pregnancy Bias Accusers

Morrison & Foerster LLP again urged a California federal judge to nix two women from a \$100 million pregnancy bias class action Monday, saying one signed a severance agreement releasing claims against the firm and the other has conceded her claims are time-barred.

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USC Law Student Expelled For Cheating Loses Appeal

The University of Southern California was correct to expel a law school student caught cheating on a "Bluebooking" exercise — and later hacking another student's email to send a false confession to administrators — a California appellate court ruled Monday.

[Read full article »](#)

FDIC Taps Fifth Third VPs For General Counsel, Deputy Roles

The Federal Deposit Insurance Corp. announced Tuesday that a senior vice president for Fifth Third Bancorp, who started his career working on a pair of Senate committees, has been appointed as the insurer's top in-house lawyer.

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June 4, 2019

With Most U.S. Doctors Online, Telemedicine Guaranteed To Upend Healthcare Real Estate

[*Just in! Transportation for Massachusetts Director Chris Dempsey joins Boston's Hottest Neighborhoods & Submarkets June 13*](#)

Urgent and ambulatory care facilities are driving patient traffic away from main hospital campuses and into retail centers, but even the two burgeoning sectors in healthcare treatment aren't immune to disruption.



The number of Massachusetts urgent care clinics grew from 18 to 145 between 2010 and 2018. Retail clinics, which are usually just staffed with nurse practitioners, went from 20 to 54 in the same period. The migration of treatment away from a main hospital is cost-effective as urgent care visits...

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Treasury Lays Out Plan To
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Inclusionary Development Rates Only One Piece Of Boston's Affordable Housing Solution

The Inclusionary Development Policy may be Boston's most recognizable affordable housing tool, but city officials say it is only one part of a greater strategy to generate and preserve much-needed housing.



Boston's IDP has created 2,600 [affordable housing](#) units since 2000, and 546 of those were completed in 2018 — the policy's most successful year to date. The IDP creates income-restricted housing through on-site or off-site requirements placed on developers of multifamily projects with 10...



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The Stanley Cup Face-Off Between St. Louis And Boston CRE



The [Boston Bruins](#) and the St. Louis Blues are tied in the [Stanley Cup Finals](#), but the two cities have very different standings when it comes to their respective commercial real estate sectors. St. Louis' leading industries include manufacturing, aviation,...

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In Case You Missed It...



**As Boston Nears Affordability
'Breaking Point,' Leaders Struggle
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Tower Is Officially Open**



**Report: New England Revolution
Close To Finalizing Soccer Stadium
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Anti-Abortion Legislation Threatens Business Climate In Fastest-Growing Parts Of U.S.



North Carolina took a [nearly \\$4B hit](#) to its economy when companies and tourism-generating events left the state after it passed anti-LGBT legislation in 2016. Three years later, other Sun Belt states seem to have missed the lesson in business and politics. Georgia, Kentucky and Mississippi have passed similar bills this...

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Racism, Bias And Self-Doubt: Being A Minority In Real Estate In 2019



LONDON — Real estate shapes every aspect of the world we live in. But it doesn't reflect society, especially when it comes to ethnicity. Just 1.2% of people working in the built environment in the UK identify as black, Asian and minority ethnic, according to data from the RICS and EY. That is compared to 14% of the UK population, and 40% of the London population. The gender gap in UK property is well known and often discussed, with just 14% of the industry female. The ethnicity gap is even wider, and the record of property companies in hiring, supporting and promoting BAME staff even worse.

Bisnow teamed up with networking organisation BAME in Property to undertake a survey of its 400

members and find out what it is like to identify as BAME and work in UK property in 2019.

[Read the full story here.](#)



Co-Living Is In Growth Mode As Gentrification Issues Shake Up Major Cities



Growing student loans, housing affordability concerns and rising construction expenses birthed a new asset class known as [co-living](#) over the past five years. As that sector grows rapidly in an attempt to give younger professionals higher-end living at lower rents, institutional players are expected to take notice soon.

"This is an emerging market niche that shows the potential to be as big as the student housing space," Cushman & Wakefield Managing Director [Susan Tjarksen](#) said.

Tjarksen released a report on co-living in which she found the asset class already has 3,700 beds nationwide and another 9,300 in the pipeline among major co-living operators.

[Read the full story here.](#)



Flagship Stores Sinking In Use As Retailers Struggle For Relevance

Flagships have long been considered a key part of any retail brand — and the type of offering considered well-equipped to survive the e-commerce blitz. But a series of major closures this year has many grappling with how these costly flagship stores should be reshaped for retail's new world order.



On Wednesday, Abercrombie & Fitch became the latest company to step back from flagships, announcing it would [close three more locations](#) around the world, including the Hollister store in SoHo, joining a slew of retailers that have moved to close high-profile flagship locations this year.

[Read the full story here.](#)



Beyond The Bio: 16 Questions With Common Founder/CEO Brad Hargreaves

[This series](#) profiles men and women in commercial real estate who have profoundly



transformed our neighborhoods and reshaped our cities, businesses and lifestyles.

In the four years since [Common](#) debuted its first building in Brooklyn's Crown Heights neighborhood, the [co-living](#) industry has [exploded](#) in terms of its reach and diversity.

Though the competition means that Common founder and CEO [Brad Hargreaves](#) is forced to innovate (such as with new ventures like [family-focused apartment concept Kin](#)), it also means that his idea turned out to be prescient and his timing nearly perfect — a far cry from one of Hargreaves' earliest ventures.

[Read the full story here.](#)



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TOP NEWS

Both Sides Decry 'Wolf' Of Racial Bias As Harvard Trial Wraps

The closely watched trial of a lawsuit taking on Harvard University's affirmative action admissions policies, which could land before the U.S. Supreme Court and have a wide-ranging effect on college applications, closed Friday with the challengers saying the "wolf" of racial bias was at the school's front door and the university saying that wolf was targeting black and Latino students. [Read full article »](#)

Hagens Berman Seeks Lead Role In Intuniv Pay-For-Delay Suit

Hagens Berman Sobol Shapiro LLP pursued lead counsel status and class certification Friday in a proposed antitrust case against two pharmaceutical companies over the marketing of ADHD drug Intuniv, according to a filing in Massachusetts federal court. [Read full article »](#)

Feature

12 States Will Vote On Health Care Ballot Measures Tuesday

Voters in a dozen states on Tuesday will decide ballot measures related to health care provider reimbursement and staffing, Medicaid expansions, abortion rights, and the legality of medical and recreational marijuana. Here, Law360 spotlights 17 measures with important implications for the health sector. [Read full article »](#)

LITIGATION

Investors, Energy Co. Wrangle Over 'Entire Fairness Doctrine'

The fate of a lawsuit by investors who claim they were shortchanged in the merger of two green energy companies will likely depend on which of two standards for disputed transactions is applied, a Massachusetts federal judge said Friday. [Read full article »](#)

Settlement Reached In Stryker Hip Replacement Suits

The makers of Stryker hip replacement components have reached a confidential settlement with patients who had surgery to replace those components, a group of attorneys leading the litigation announced Friday. [Read full article »](#)

INTELLECTUAL PROPERTY

Brand Battles: NE Patriots, 'Game Of Thrones,' Starbucks

In Law360's latest roundup of new actions at the Trademark Trial and Appeal Board, the owner of the New England Patriots "rises up" over competitive video gaming, HBO defends a famous "Game of Thrones" quote about drinking and knowing things, and Starbucks gets steamed about "Teavana." [Read full article »](#)

EXPERT ANALYSIS

Appraising Property Taken By Eminent Domain In Mass.

When the government seizes property by eminent domain, Massachusetts



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Jones Day
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Kellogg Hansen
Kirkland & Ellis
Latham & Watkins
Law Offices of Michael D. Stewart
Lawyers' Committee for Civil Rights
Lowenstein Sandler
Mayer Brown
Meshbesher & Spence
Meyers & Flowers
Morgan Lewis
Nelson Mullins

compensation rules are favorable to property owners, but appraisal will require consideration of many hypothetical factors, as well as all three time frames — the past, the present and the reasonably foreseeable future, says John Bowen of Rackemann Sawyer & Brewster PC. [Read full article »](#)

LEGAL INDUSTRY

Feature

Law Firm PACs Giving Big Money To Help Ensure Face Time

Just 13 law firm political action committees have reported contributing a quarter-million dollars or more to candidates for federal office and party committees this election cycle, an effort some say is a good way for firms to stand out from the crowd when dealing with lawmakers. [Read full article »](#)

Legal Sector Jobs Creep Up, Still Lag Behind 2008

The legal services sector added just 600 jobs during the past month, a small uptick that doesn't make up for an overall decline in jobs the industry has experienced over the past decade, according to data released Friday by the Bureau of Labor Statistics. [Read full article »](#)

Consumer Case Funders Offer 'Haircuts' On Returns: Study

Legal funders routinely give significant "haircuts" on repayments from clients who take advances on expected recoveries from their cases, according to new research on an industry getting increasing regulatory scrutiny. [Read full article »](#)

LSAT Test Maker Owes \$400K Attys' Fees In Contempt Payout

A California federal judge said Friday he'll likely award the state's Department of Fair Employment and Housing \$400,000 in attorneys' fees after it won a contempt bid against the Law School Admission Council for failing to accommodate disabled LSAT test takers under a consent decree. [Read full article »](#)

It's Not Over: Dems Press For Kavanaugh's Bush-Era Records

A D.C. federal judge on Friday ordered the Department of Justice and lawyers for six Judiciary Committee senators suing to obtain Supreme Court Justice Brett Kavanaugh's records from his time as a top adviser in the Bush administration to turn in a status report on resolving the conflict by Dec. 7. [Read full article »](#)

Analysis

Up Next At High Court: Kavanaugh Investiture To Cap Week

Before Justice Brett Kavanaugh's formal investiture Thursday, the U.S. Supreme Court will tackle six different cases ranging from uranium mining in Virginia to the taxability of lost railroad wages during the last week of its November argument session. [Read full article »](#)

Feature

GC Cheat Sheet: The Hottest Corporate News Of The Week

More than 50 corporate giants signed a statement against reported plans by President Donald Trump to roll back legal protections for transgender people, the Hong Kong Securities and Futures Commission proposed further regulating the cryptocurrency industry, and new U.S. Equal Employment Opportunity Commission numbers on sexual harassment claims were higher than estimated. These are some of the stories in corporate legal news you may have missed in the past week. [Read full article »](#)

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week. [Read full article »](#)

Podcast

Law360's Pro Say: Will RICO Harsh The Pot Industry's Buzz?

Olshan Frome Wolosky
Paul Hastings
Perkins Coie
Pope McGlamry
Quinn Emanuel
Rackemann Sawyer
Ropes & Gray
Searcy Denney
Sidley Austin
Skadden
Snell & Wilmer
Squire Patton Boggs
Sugarman Rogers
Sullivan & Worcester
The Employment Law Group PC
Weil Gotshal
Weitz & Luxenberg
White & Case
WilmerHale
Winston & Strawn
Wolf Popper
Young Conaway

COMPANIES

Akorn Inc.
Allergan PLC
Amazon.com Inc.
American Association for Justice
American DG Energy Inc.
American Medical Response Inc.
Avalere Health LLC
BNSF Railway Co.
Bank of America Corporation
Converse Inc.
DaVita Inc.
Delta Air Lines Inc.
Google Inc.
Home Box Office Inc.
Johnson & Johnson
Kraft Group LLC
Massachusetts Bar Association
Methodist Hospital System
Monster Beverage Corp.
NAACP Legal Defense and Educational Fund Inc.
NFL Enterprises LLC
National Basketball Association
New England Patriots
PG&E Corporation
Planned Parenthood Federation
Rochester Drug Cooperative Inc.
Royal Philips NV
Service Employees International Union

The tension between state and federal cannabis laws was on display this week in Colorado, where a marijuana farm beat accusations that their otherwise legal business amounted to federal racketeering. To break down the case's big implications for a budding industry, we're joined on the Pro Say podcast by Denver court reporter Diana Novak Jones.
[Read full article »](#)

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To: [Adam Chapdelaine](#)
Subject: (Archive Copy) Call of the wild: More states are embracing outdoor recreation
Date: Tuesday, February 26, 2019 7:04:19 AM

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Call of the Wild: More States Are Embracing Outdoor Recreation

BILL LUCIA | "Those people out in the woods having fun are spending a lot of money," says one Montana official.

Trump on Elusive Infrastructure Legislation: 'I Want to Sign. I Am Totally Ready.'

BILL LUCIA | The president indicated to governors on Monday that he's holding out hope for a public works package.

NAACP to Call For Congressional Hearings on Domestic Terrorism

KATE ELIZABETH QUERAM | The letters come as hate groups are on the rise across the United States, according to the Southern Poverty Law Center.

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[How Your Government Agency Can Increase Productivity, Visibility, Security— and Reduce Costs](#)

There is a tremendous amount of pressure on IT staff in government agencies to do "more with less," adopt digital transformation, and develop innovative ideas. Unfortunately, there are an array of strategic issues and challenges that are creating delays and bottlenecks. ServiceNow is changing the way government agencies work by expediting and automating the delivery of modern services, while driving down costs. [Privacy Policy](#).

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8 Things Governments Can Do to Use Disruptive Technology Better

[DAVE NYCZEPIR](#) | Making sure officials know what things like artificial intelligence do is a good starting point, according to a new report.

Chicago Mayoral Election Could Bring a 'Nightmare Scenario'

[MICHAEL GRASS](#) | STATE AND LOCAL ROUNDUP | Oakland teachers strike continues ... boosting teacher pay in Texas ... and Florida mayor 'socialized with people of dubious repute.'

Workism Is Making Americans Miserable

[DEREK THOMPSON](#) | [THE ATLANTIC](#) | For the college-educated elite, work has morphed into a religious identity—promising identity, transcendence, and community, but failing to deliver.

At Chicago City Hall, the Legislative Branch Rarely Does Much Legislating

[MICK DUMKE](#) | [PROPUBLICA](#) | The mayor dominates the City Council while aldermen reign over the "fiefdoms" of their wards.

A Netflix Model for Hepatitis C: One Price, Unlimited Meds

[MICHAEL OLLOVE](#) | Louisiana and Washington state are both trying to eliminate the infectious disease in their states.

Using Data to Figure Out Where Transit Should Go

[DAVE NYCZEPIR](#) | Fixed-route bus use, in particular, has seen steep declines in use while ride-sharing continues to grow in popularity, according to a new report.

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[How Your Government Agency Can Increase Productivity, Visibility, Security— and Reduce Costs](#)

There is a tremendous amount of pressure on IT staff in government agencies to do “more with less,” adopt digital transformation, and develop innovative ideas. Unfortunately, there are an array of strategic issues and challenges that are creating delays and bottlenecks. ServiceNow is changing the way government agencies work by expediting and automating the delivery of modern services, while driving down costs. [Privacy Policy](#).

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Subject: (Archive Copy) Congressional Negotiators See Ray Of Hope On DHS Funding
Date: Thursday, February 07, 2019 4:11:37 AM



PUBLIC POLICY

Thursday, February 7, 2019



TOP NEWS

Congressional Negotiators See Ray Of Hope On DHS Funding

Congressional negotiators said Wednesday they have made progress toward a deal on Department of Homeland Security appropriations that may help avert another federal government shutdown Feb. 15. [Read full article »](#)

GOP Measure Would Hasten Approval Of Judges, Nominees

A pair of Republican senators introduced a measure Wednesday to shorten the amount of time it takes to confirm federal district judges and other positions in the executive branch, complaining that Democrats have delayed scores of President Donald Trump's nominees. [Read full article »](#)

China-Backed Hackers Targeted US Law Firm: Security Co.

An American law firm specializing in intellectual property was among the businesses targeted by Chinese intelligence-backed hackers in a sustained cyber espionage campaign carried out over nearly a year, security researchers warned Wednesday. [Read full article »](#)

Feature

Supreme Court Could Toss A Brick Through Antitrust Classes

The U.S. Supreme Court could soon make it much more complicated to litigate price-fixing lawsuits, including major class actions, if the justices reverse a 1977 precedent that limits indirect purchasers' ability to bring antitrust claims. [Read full article »](#)

Trump Nominates To Tax Court Sitting Judge, DOJ, IRS Attys

President Donald Trump on Wednesday sent to the Senate his three picks for the U.S. Tax Court, a sitting Tax Court judge and attorneys with the U.S. Department of Justice and the IRS. [Read full article »](#)

Texas Chief Justice Wants Higher Bar For Judicial Hopefuls

The chief justice of the Texas Supreme Court on Wednesday urged members of the state Legislature to pass a bill that would increase the qualification requirements for those wanting to hold judicial office, while citing the detrimental impact partisan elections have on the administration of justice. [Read full article »](#)

Gun Group Tells DC Circ. Bump Stocks Aren't Machine Guns

A key hearing involving the Trump administration's ban on bump stocks began Wednesday, with a U.S. district judge sharply questioning the Firearms Policy Coalition Inc. regarding its request for an injunction against the government's effort to redefine bump stocks as machine guns. [Read full article »](#)

BANKING & SECURITIES

CFPB Pitches Axing Underwriting Provisions In Payday Rule

The Consumer Financial Protection Bureau took a step forward Wednesday with its plans to revise the so-called payday rule, releasing a formal proposal to strip out the rule's mandatory underwriting provisions in a move that



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consumer advocates are slamming as an evisceration. [Read full article »](#)

Analysis

Companies Urged To Clarify Risks As Brexit Deadline Looms

As the Brexit deadline draws closer, certain public companies are working behind the scenes to clarify disclosures on how risks related to Britain's pending departure from the European Union will affect investors, at the U.S. Securities and Exchange Commission chairman's encouragement.

[Read full article »](#)

Time Is Right For Fintech Charter Ruling, State Bank Org Says

The Conference of State Bank Supervisors told a D.C. federal court on Tuesday that even with no approvals granted yet, the application process for a proposed special purpose charter for financial technology firms is already underway and a challenge to that charter needs to be taken up by the judiciary. [Read full article »](#)

ENERGY & ENVIRONMENTAL

EPA To Seek Public Input On Mercury Rule Costs Analysis

The U.S. Environmental Protection Agency said Wednesday it will ask for the public's input on a revised cost-benefit analysis it conducted for the mercury air pollution rule that found the regulation's benefit was far lower than what the Obama administration had estimated. [Read full article »](#)

House Dems Kick Off Climate Change Hearings

Democrats in the U.S. House of Representatives on Wednesday teed off what will be a series of hearings on climate change and solicited input from a bipartisan pair of governors, hoping to draw attention to a subject that was sidelined during the first two years of the Trump administration.

[Read full article »](#)

HEALTH & LIFE SCIENCES

Trump Health Care Outreach Gains Little Traction

President Donald Trump's outreach on health care issues in the State of the Union speech gained little traction in the House and Senate Wednesday, even where bipartisan groups of legislators have advanced compromise bills. [Read full article »](#)

DOJ Seeks To Stop Philadelphia Supervised Injection Site

The U.S. Department of Justice said it has made a first-of-its-kind move Wednesday aimed at putting the brakes on a proposed supervised drug injection site in Philadelphia before it is able to open its doors.

[Read full article »](#)

Idaho Supreme Court Clears State To Expand Medicaid

The Idaho Supreme Court has shot down a challenge to the state's voter-approved Medicaid expansion, finding that the updated law doesn't shift power to the federal government. [Read full article »](#)

House Bill Would Stop Trump Admin's ACA-Skirting Plans

Democrats introduced a bill in the U.S. House of Representatives on Wednesday that would overturn a Trump administration rule clearing insurers to sell some policies that don't have protections required under the Affordable Care Act. [Read full article »](#)

MEDIA & ENTERTAINMENT

Calif. Bill Seeks To Allow College Athlete Name, Image Pay

Amid several legal challenges to NCAA rules restricting what college athletes can be paid, a California state senator is looking to ensure athletes at California's 15 state universities competing at the Division I level are allowed to make money from the use of their name, image and likeness.

WilmerHale

COMPANIES

AIDS Healthcare Foundation Inc.

Aetna Inc.

Alliance Defending Freedom

Alliance for Telecommunications Industry Solutions

Alstom SA

American Academy of Adoption Attorneys

American Civil Liberties Union

American Public Power Association

Apple Inc.

CVS Caremark Corporation

Cato Institute

Central States Funds

Chevron Corp.

Community Financial Corp.

Competitive Carriers Association

Conference of State Bank Supervisors

Drexel University

Edison Electric Institute Inc.

Financial Industry Regulatory Authority Inc.

General Motors

Huawei Technologies

Kirkland's, Inc.

LinkedIn Corp.

Microsoft Corporation

Morgans Hotel Group Co.

NAACP Legal Defense and Educational Fund Inc.

National Basketball Association

National College Players Association

National Collegiate Athletic Association

National Congress of American Indians

National Consumer Law Center

National Immigration Law Center

Natural Resources Defense Council

New York Daily News Co.

New York Times Co.

New York Yankees

Planned Parenthood Federation

Royal Dutch Shell PLC

Scientific Games Corp.

Siemens AG

Tesla Inc.

Texas Public Policy Foundation

Trump Organization Inc.

[Read full article »](#)

TRANSPORTATION & INFRASTRUCTURE

GOP Lawmakers Float Bill To End Electric Vehicle Tax Credit

Two Republican lawmakers introduced a bill Wednesday that would repeal a federal tax credit for electric vehicles and impose a user fee for drivers who operate them on federal highways. [Read full article »](#)

EMPLOYMENT

Troubled Pensions Could Save \$1.5M Under PBGC Proposal

Changing the rules that govern payments required of employers who leave union pension plans could save some of those most troubled plans \$1.48 million, the Pension Benefit Guaranty Corp. announced Wednesday in a Federal Register document proposing several changes to the agency's withdrawal liability regulations. [Read full article »](#)

Probe Following NJ Rape Claim Finds Hiring System 'Failed'

The placement of a campaign staffer into a high-ranking position in New Jersey Gov. Phil Murphy's administration despite allegations the staffer has raped a co-worker resulted from an "adequate" yet "failed" personnel protocol that needs clearer directives on handling such complaints, according to conclusions posted Wednesday from an independent counsel's investigation. [Read full article »](#)

COMPETITION

EU Blocks Siemens-Alstom Rail Deal, Rejecting Concessions

European Union competition officials blocked the €15 billion proposed merger between Alstom SA and Siemens AG on Wednesday, saying proffered concessions are unlikely to undo reduced competition in railway signaling systems and the market for very high-speed trains. [Read full article »](#)

CVS-Aetna Merger Deal Still Has Holes, Patient Group Says

The AIDS Healthcare Foundation told a D.C. federal court Tuesday that it is "profoundly troubled" by the U.S. Department of Justice's remedies for CVS Health Corp.'s \$69 billion acquisition of Aetna Inc., arguing the plan doesn't do enough to stem the anti-competitive effects of the tie-up. [Read full article »](#)

CYBERSECURITY & PRIVACY

Huawei, ZTE Parts Weaken Rural Networks, Sens. Told

Chinese telecom equipment makers Huawei and ZTE continue to be threats to the security of U.S. networks, but some small and rural broadband providers are still pressured to buy the foreign-made components because they're the least expensive, the full Senate Commerce Committee heard Wednesday. [Read full article »](#)

PERSONAL INJURY

DOJ To Investigate Epstein Plea Deal After Prodding By Sasse

The U.S. Department of Justice has opened an investigation into whether its attorneys engaged in misconduct when negotiating a controversial plea deal for wealthy convicted sex offender Jeffrey Epstein, according to a letter the department sent Wednesday to Sen. Ben Sasse, who repeatedly pushed for such an investigation. [Read full article »](#)

GOVERNMENT CONTRACTS

Ethics Group Sues For Gov't Docs On Trump Hotel Tower

An independent government ethics group has sued the federal government,

Twitter Inc.

Union of Concerned Scientists

United Mine Workers of America

United Rentals Inc.

Wayfair LLC

ZTE Corp.

GOVERNMENT AGENCIES

COPRAC

Central Command

Cherokee Nation

Congressional Budget Office

Consumer Financial Protection Bureau

Department of Commerce

Energy Information Administration

European Commission

European Union

Executive Office of the President

Federal Bureau of Investigation

Federal Communications Commission

Federal Emergency Management Agency

Federal Trade Commission

Idaho Legislature

Internal Revenue Service

Morongo Band of Mission Indians

NAFTA

National Oceanic and Atmospheric Administration

National Park Service

Navajo Nation

New Jersey Supreme Court

New York Attorney General's Office

New York State Department of Financial Services

Office of the U.S. Trade Representative

Ohkay Owingeh

Pension Benefit Guaranty Corp.

Quinault Indian Nation

Securities and Exchange Commission

Texas Supreme Court

U.S. Attorney's Office

U.S. Department of Defense

U.S. Department of Homeland Security

U.S. Department of Housing and Urban Development

U.S. Department of Justice

U.S. Department of Labor

U.S. Department of the Interior

seeking documents explaining why the federally operated tower in the building that houses the Trump International Hotel was open during the recent government shutdown when other federally owned public sites were closed. [Read full article »](#)

AEROSPACE & DEFENSE

DOD Official Backs Mattis' Opposition To Syria Withdrawal

Former Defense Secretary James Mattis acted correctly when he opposed President Donald Trump withdrawing U.S. troops from Syria, a senior U.S. Department of Defense official told Congress Wednesday, the day after a senior military officer with responsibility for the Middle East said he hadn't been consulted on the withdrawal. [Read full article »](#)

Dems Urged To Nix Surveillance Tech In Border Security Deal

Immigrant and privacy advocates on Tuesday urged Democrats working on a bipartisan congressional border security deal to reject provisions that would implement new surveillance technology along the border, arguing it would invade privacy and result in racial profiling. [Read full article »](#)

INTERNATIONAL TRADE

Momentum Builds To Check Trump's Trade Power

A day after President Donald Trump asked Congress to arm him with more power to levy tariffs in his State of the Union address, a bipartisan throng of lawmakers came forward on Wednesday with another in a series of bills to limit the White House's authority to impose new tariffs. [Read full article »](#)

US Team Headed To China Next Week For More Trade Talks

U.S. Treasury Secretary Steven Mnuchin on Wednesday said he and U.S. Trade Representative Robert Lighthizer will head to Beijing next week for another round of intensive trade talks with China as they face a March 1 deadline to push for a comprehensive deal. [Read full article »](#)

Don't Force NAFTA Rewrite Vote, Key Dem Tells Trump

The new chairman of the House Ways and Means Committee's trade panel on Wednesday warned President Donald Trump against withdrawing from the North American Free Trade Agreement to force a vote on the new deal, which is currently under scrutiny by Democratic lawmakers.

[Read full article »](#)

IMMIGRATION

NY AG Proposes Penalties If Employers Retaliate Via ICE

Employers shouldn't be allowed to use the threat of immigration enforcement against workers who call out labor law violations, New York Attorney General Letitia James said Wednesday as she announced a legislative proposal to combat such retaliation. [Read full article »](#)

NATIVE AMERICAN

Sen. Indian Panel Passes Bills To Aid Vets, Promote Business

The U.S. Senate Committee on Indian Affairs passed three bills Wednesday that seek to provide housing support for Native veterans, promote entrepreneurship in tribal communities and protect Native American languages. [Read full article »](#)

Ohio Says Feds Can't Interfere In Indian Child Cases

The state of Ohio urged the Fifth Circuit on Wednesday to uphold a lower-court ruling striking down the Indian Child Welfare Act, saying that the federal government doesn't have the power under the Constitution to interfere with states' decisions in child welfare cases. [Read full article »](#)

TELECOMMUNICATIONS

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[U.S. Immigration and Customs Enforcement](#)

[U.S. Senate](#)

[U.S. Senate Committee on Indian Affairs](#)

[U.S. Supreme Court](#)

[U.S. Tax Court](#)

[United States Court of Appeals for the Third Circuit](#)

[United States District Court for the Eastern District of Pennsylvania](#)

[World Trade Organization](#)

Trump Criticized For Bypassing Telecom Policy In Address

Some telecom policy players have reacted negatively after President Donald Trump delivered his State of the Union address on Tuesday night, saying the 45th president passed up an opportunity to explicitly mention rural broadband and cybersecurity issues. [Read full article »](#)

FCC's Pai Calls For Wireless Standards-Setting By November

Wireless carriers and standards-setting organizations must keep up the pace and make sure they have everything ready for enhanced wireless emergency alerts to roll out by November, Federal Communications Commission Chairman Ajit Pai said Wednesday. [Read full article »](#)

CIVIL RIGHTS

Clinic Buffer Zone Hurts Abortion Foes' Speech, 3rd Circ. Told

Five anti-abortion activists urged the Third Circuit for the second time on Wednesday to revive their constitutional challenge to a 15-foot buffer zone the city of Pittsburgh instituted around a women's health clinic, arguing the city didn't follow court orders that it show it had tried alternatives that didn't restrict the activists' speech. [Read full article »](#)

WHITE COLLAR

Bribe Case Needs Retrial, Ex-Hill Aide Tells DC Circ.

A former Capitol Hill staffer caught in a bribery snare linked to the Jack Abramoff scandal told the D.C. Circuit on Wednesday a retrial is needed because some charges would be thrown out of court today and taint the entire case against him. [Read full article »](#)

EXPERT ANALYSIS

OECD Continues Quest For Digital Tax Solution

In preparation for a March meeting, the Organization for Economic Cooperation and Development recently released a digital taxation policy note identifying two central pillars for proposal evaluation, say Amanda Cooper and Hyowon Lee of Eversheds Sutherland LLP. [Read full article »](#)

Brokers, Advisers Face New State Fiduciary Standards

Nevada's recently proposed rules for broker-dealers and investment advisers have a broad scope and may influence forthcoming fiduciary rules by other state and federal regulators, say attorneys with Kilpatrick Townsend & Stockton LLP. [Read full article »](#)

Why Proper Document Redaction May Be An Ethical Duty

Paul Manafort's attorneys recently filed a court document containing incompletely redacted information, highlighting the need for attorneys to become competent at redaction — or at least at verifying that redaction has been performed correctly. Failure to do either could be construed as legal malpractice, says Byeongsook Seo of Snell & Wilmer LLP. [Read full article »](#)

LEGAL INDUSTRY

Professor Accuses Va. Lt. Gov.-MoFo Partner Of Sex Assault

A university professor who has accused Virginia lieutenant governor and Morrison & Foerster LLP partner Justin Fairfax of sexually assaulting her identified herself Wednesday in a statement describing the alleged attack. [Read full article »](#)

Linklaters Marketer Silenced On Treatment Of Female Attys

Linklaters secured an injunction in a British court Tuesday temporarily preventing a former marketing director from revealing certain details of the law firm's "ongoing struggle ... with women in the workplace," including a

sexual assault for which a former Munich partner has been jailed.

[Read full article »](#)

MDL Judge Lets Attys Have It, Then Lets Them Have \$111M

A Louisiana federal judge chastised "vitriolic" fee requests from attorneys on his way to distributing \$111.4 million in fees and costs among 60 law firms that worked on multidistrict litigation over allegedly shoddy drywall imported from China. [Read full article »](#)

ADT Appoints Scientific Games CLO As New Top Lawyer

Electronic home security business ADT Inc. has named Scientific Games Corp.'s chief legal officer as its next top lawyer, according to a Tuesday announcement. [Read full article »](#)

Atty Tricked Litigation Funder With Phony GM Deal, Feds Say

A lawyer who sought \$100 million from General Motors Co. over an alleged brain injury was charged alongside his wife on Wednesday with fabricating a settlement agreement with GM and using it to wring tens of thousands of dollars from a litigation funding company. [Read full article »](#)

Analysis

Delaware Has Ways Around 3rd Circ. Bench Balance Ruling

Despite this week's Third Circuit decision rejecting Delaware's requirement that judicial applicants be registered Democrats or Republicans, politicians and experts say First State officials are likely to informally dig in their heels on a ruling that might not reflect the state's political reality and explore steps to maintain the status quo. [Read full article »](#)

Interview

Law Firm Leaders: Pryor Cashman's Ronald Shechtman

Ronald Shechtman has served as managing partner of New York City-based Pryor Cashman LLP since 2007. The law firm has experienced significant growth in recent years, rising nearly 50 spots in the Law360 400 rankings in the past three years. Here, Law360 chats with Shechtman on the business of law, the state of the legal industry and how his law firm fits into that. [Read full article »](#)

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From: [Public Policy Law360](#)
To: achapdelaine@town.arlington.ma.us
Subject: (Archive Copy) Could Mueller Report Swing The Pendulum On Independent Counsel?
Date: Wednesday, March 27, 2019 3:59:07 AM



PUBLIC POLICY

Wednesday, March 27, 2019



TOP NEWS

Analysis

Could Mueller Report Swing The Pendulum On Independent Counsel?

Special counsel Robert Mueller's report on whether the Trump campaign was in cahoots with the Russian government has raised old questions about the independence of such investigations. But attorneys who have worked on similar inquiries, from Watergate to Whitewater, say there are no easy answers on how much autonomy their successors should have.

[Read full article »](#)

Analysis

What To Expect As Justices Weigh Fate Of Auer Deference

The U.S. Supreme Court on Wednesday will debate whether to overturn Auer deference, a pro-agency judicial doctrine that has come under increasing attacks in recent years. Here's what to expect from the hearing.

[Read full article »](#)

Senate Confirms Bridget Shelton Bade To 9th Circ.

The Senate confirmed another of President Donald Trump's choices for the Ninth Circuit on Tuesday, approving U.S. Magistrate Judge Bridget Shelton Bade of Arizona with bipartisan support.

[Read full article »](#)

House Panel Requests Obstruction Docs From Mueller Probe

A U.S. House of Representatives committee on Tuesday took a step toward obtaining the underpinnings to special counsel Robert Mueller's report, approving a measure requesting documents tied to the start of the investigation into whether President Donald Trump obstructed justice.

[Read full article »](#)

Trump Bid To Block Twitter Critics Looks DOA In 2nd Circ.

A trio of Second Circuit judges appeared strongly inclined Tuesday to uphold a ruling that President Donald Trump's blocking of policy critics from his Twitter feed is unconstitutional, with one appellate judge saying the conduct looks like a "quintessential" First Amendment violation.

[Read full article »](#)

Justices Allow Hunters To 'Rev Up' Hovercrafts In River Case

The U.S. Supreme Court on Tuesday overturned a Ninth Circuit decision that the National Park Service had the power to enforce its hovercraft ban on an Alaska river, ruling unanimously that a federal law for Alaska lands protected a moose hunter's hovercraft use.

[Read full article »](#)

Russian Co. Has Enough Info On Interference Case, Feds Say

Federal prosecutors pushed back Monday against a Russian company's request for more information about special counsel Robert Mueller's indictment accusing it of conspiring to influence the 2016 election, saying



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Latham & Watkins

the detailed allegations are more than enough.

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BANKING & SECURITIES

1st Circ. Says Citizens Bank Overdraft Fees Aren't Interest

A split First Circuit panel Tuesday affirmed a lower court's dismissal of a putative class action brought against Citizens Bank NA, finding the flat overdraft fees charged by the bank do not qualify as interest under the National Bank Act.

[Read full article »](#)

FINRA Wants To Let Examiners 'Lower The Boom' On Brokers

The Financial Industry Regulatory Authority said Tuesday it wants to give examiners greater authority to scold firms for repeating bad behavior on Wall Street, shedding light on a rulemaking that has been discussed only behind the nongovernmental regulator's closed doors.

[Read full article »](#)

EU Lawmakers OK Plan For Financial Fraud Police, Intel Units

European Union legislators adopted a plan Tuesday that recommends forming a "financial police force" and a "financial intelligence unit" among ways to increase fairness in the EU tax system while making it easier to combat fraud and other financial crimes.

[Read full article »](#)

FDIC Taps Fifth Third VPs For General Counsel, Deputy Roles

The Federal Deposit Insurance Corp. announced Tuesday that a senior vice president for Fifth Third Bancorp, who started his career working on a pair of Senate committees, has been appointed as the insurer's top in-house lawyer.

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ENERGY & ENVIRONMENTAL

Mont. Water Quality Exception Violates CWA, Judge Says

A Montana regulation intended to provide flexibility to polluters struggling to meet state water quality standards violates the Clean Water Act because it makes a deadline to meet the required limits meaningless, a federal judge ruled Monday.

[Read full article »](#)

Oil Groups Urge DC Circ. To Leave CAA Emissions Guidelines

The American Petroleum Institute told the D.C. Circuit that there was no problem with the U.S. Environmental Protection Agency's policy of allowing an easier permit review process for projects that will not significantly increase emissions under the Clean Air Act.

[Read full article »](#)

Climate Change Must Guide Utility Plans, Ex-PG&E Boss Says

The former CEO of bankrupt Pacific Gas and Electric Co. said Tuesday that electric utilities must adapt to the "new normal" of climate change, starting with how to operate in areas that are increasingly vulnerable to disasters like wildfires and floods.

[Read full article »](#)

Enviros Say Don't Exempt Fracker From Offshore Permit Order

Environmental groups told a California federal judge Monday that he was right to block the federal government from moving forward with offshore fracking plans, asking him to deny a bid from an oil and gas company to allow permits for its two wells.

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CDK Global Inc.
Celgene Corp.
Center for Biological Diversity
Chevron Corp.
Comcast Corp.
Communications Workers of

NYC Slams Energy Cos.' Bid To Dodge Climate Suit

New York City on Monday told the Second Circuit its lawsuit seeking compensation for climate change-related infrastructure costs is not preempted by federal law, as was argued by a slew of giant energy companies and the Trump administration.

[Read full article »](#)

HEALTH & LIFE SCIENCES

NC's 20-Week Abortion Ban Axed Under High Court Precedent

A North Carolina federal judge has struck down the state's ban on abortions after 20 weeks of pregnancy in a suit filed by the Center for Reproductive Rights, the American Civil Liberties Union and Planned Parenthood, although he scolded their counsel for not addressing a magistrate judge's concerns about standing sooner.

[Read full article »](#)

IP & TECHNOLOGY

USPTO Mulls Clarifying Stance On Standard-Essential Patents

The director of the U.S. Patent and Trademark Office said Tuesday he is considering next steps after the U.S. Department of Justice's antitrust division withdrew from a joint policy statement on standard-essential patents last year, sowing confusion on the issue.

[Read full article »](#)

Analysis

FTC's New Tech Task Force Is A Warning To Industry

The Federal Trade Commission has launched a task force with more than a dozen attorneys to focus on conduct and mergers in the technology space, the latest in a series of actions amid growing concerns over competition in the industry, and experts say its work could have major implications for big and small companies alike.

[Read full article »](#)

MEDIA & ENTERTAINMENT

Anti-Gambling, Retail Groups Defend DOJ's Wire Act Opinion

A convenience store trade association and an anti-internet gambling advocacy group filed a brief Tuesday in New Hampshire federal court voicing support for the U.S. Department of Justice's finding that the federal Wire Act applies to non-sports betting.

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EMPLOYMENT

Union Leaders Unmoved By Trump's Trade Deal Labor Tweaks

Although the Trump administration has made a series of changes aimed at getting the labor community on board with its aggressive trade policy, union leaders and advocates told lawmakers Tuesday that the White House still has considerable work to do in that area.

[Read full article »](#)

Adventist Health Ducks 'Convoluting' ERISA Suit For Now

A Florida federal judge ripped into a proposed class of Adventist Health employee retirement plan participants on Monday for wasting his time on a "convoluted" lawsuit against the health care system, tossing the participants' latest Employee Retirement Income Security Act complaint but giving them another chance to file it.

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COMPETITION

AT&T-Time Warner's Mid-Merge Tactic Still Haunts DOJ

The U.S. Department of Justice, still stinging from its failed bid to stop the AT&T-Time Warner merger, is grappling with how to react when companies respond to a government lawsuit trying to block a deal by offering behavioral, rather than structural tweaks, a move that helped sway federal judges to allow the transaction.

[Read full article »](#)

FTC Extends Scrutiny Of Bristol-Myers' \$74B Celgene Buy

Bristol-Myers Squibb Co. and Celgene Corp. said Tuesday that the Federal Trade Commission will take a deeper look at both companies' psoriasis drug portfolios after an initial review of their planned \$74 billion merger.

[Read full article »](#)

CYBERSECURITY & PRIVACY

FTC To Probe Broadband Providers' Privacy Practices

The Federal Trade Commission said Tuesday it has asked leading broadband providers, including AT&T, Comcast and Verizon, for information about how they collect and use consumer data as part of the agency's increasing focus on data collection in digital markets.

[Read full article »](#)

AEROSPACE & DEFENSE

DOD Chief Criticized Over \$1B Border Wall Funding Shift

Acting Defense Secretary Patrick Shanahan faced a grilling from lawmakers Tuesday over a plan to shift \$1 billion in U.S. Department of Defense funding toward the contentious southern border wall project, with lawmakers in both parties saying the move would harm the DOD's ability to reprogram funding in future.

[Read full article »](#)

INTERNATIONAL TRADE

WTO Calls Off Dispute Session As US Shuns Venezuela

The Trump administration opened a new front in its clash with Venezuela on Tuesday by refusing to recognize Caracas at the World Trade Organization's monthly Dispute Settlement Body meeting, a move that forced the WTO to scuttle the meeting altogether.

[Read full article »](#)

Grassley Poised To Take Aim At Trump's Tariff Power

Senate Finance Committee Chairman Chuck Grassley, R-Iowa, said Tuesday that he will introduce legislation to limit the White House's authority to impose tariffs on national security grounds, pulling pieces from various bipartisan proposals from the last several months.

[Read full article »](#)

Industries Clash Over Future Of Trump's Metal Tariffs

The Trump administration's sweeping steel and aluminum tariffs continued to spark feverish debate among the business community this week, with U.S. producers urging the White House on Tuesday to hold firm and import-reliant companies calling for the duties to be removed.

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TAX

FASB Calls For More Tax Information In Company Financials

The Financial Accounting Standards Board has revised its proposals for

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companies to be more transparent in financial statements about their domestic and foreign income tax liabilities in an effort to help protect the interests of investors and analysts.

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IMMIGRATION

House Fails To Override Trump's Border Emergency Veto

The U.S. House of Representatives failed Tuesday to override President Donald J. Trump's veto of a resolution that would have blocked his national emergency declaration at the U.S.-Mexico border.

[Read full article »](#)

DOJ Weighs Rule To Expand Atty Access In Immigration Court

The U.S. Department of Justice is mulling a new policy to allow attorneys to represent foreign citizens in immigration court for parts of the proceeding, increasing access to counsel for people facing deportation while also potentially paving the way for bad lawyers to exploit vulnerable clients, immigration attorneys say.

[Read full article »](#)

White House Fights Bid To Keep Protections For Liberians

President Donald Trump's decision to end a long-standing work authorization program for Liberians was rooted in U.S. foreign policy considerations, not in racism, his administration argued in Massachusetts federal court on Monday.

[Read full article »](#)

Senate Bills Would Protect Dreamers, TPS Recipients

A group of primarily Democratic senators introduced Tuesday a pair of bills that would give recipients of the Deferred Action for Childhood Arrivals, Temporary Protected Status and Deferred Enforced Departure programs a pathway to permanent residency.

[Read full article »](#)

NATIVE AMERICAN

Wash. County Defends Ban On Off-Reservation Firework Sales

A Washington county has defended its power under state law to ban the sale of fireworks outside of a Native American reservation, pushing back against a bid by the Confederated Tribes and Bands of the Yakama Nation for a quick win in their suit.

[Read full article »](#)

TELECOMMUNICATIONS

Democrats' Net Neutrality Bill Jumps Subcommittee Hurdle

A Democratic attempt to cement net neutrality protections into law passed a House Energy and Commerce subcommittee Tuesday, 18-11, propelling the bill one step closer to a vote by the full House despite pushback from Republicans.

[Read full article »](#)

Agency On 'New Ground' In Crowdsourcing Broadband Maps

The federal agency charged with leading an expansion of broadband mapping data is treading "new ground" by planning to incorporate crowdsourced information into its outlines, National Telecommunications and Information Administration head David Redl said Tuesday.

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EXPERT ANALYSIS

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Opinion

Gaylor Decision Aptly Navigated 1st Amendment's Gray Areas

The Seventh Circuit's recent decision in *Gaylor v. Mnuchin* reflects sound tax policy consistent with limited government interference with religion, a level playing field for housing-related tax benefits and appropriate deference to the role religious institutions play in our country, say Sally Wagenmaker and Jonathan Hwang of Wagenmaker & Oberly LLC.

[Read full article »](#)

Mansion Development May Impair Cities' Land Use Oversight

The fact that it took a lawsuit to stop celebrity Mohamed Hadid from illegally building an oversized home suggests that municipal authority over the land use process is being eroded by pressure from developers and the profit potential of mega-mansion projects, says attorney Paul Weinberg.

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Opinion

'Medicare For All' Is Not The Path To Universal Health Care

"Medicare for All" would be a difficult method of lowering health care costs, but several proposed bills pending in Congress — and perhaps some lessons from Germany's system — can help make universal health care a reality, says Ed Eichhorn of Medilink Consulting Group LLC.

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Opinion

Barr Strikes Right Balance On Federal Cannabis Policy

U.S. Attorney General William Barr's approach to the conflict between state and federal marijuana laws — which appears consistent with the approach of the Obama administration — makes good sense, say Michael Sampson and Zachary Roman of Reed Smith LLP.

[Read full article »](#)

LEGAL INDUSTRY

Boies Schiller, Orrick And Others Join 'Varsity Blues' Defense

Parents charged in the "Varsity Blues" college admissions scandal are bolstering their defense ranks with attorneys from firms like Boies Schiller Flexner LLP and Orrick Herrington & Sutcliffe LLP, adding to the growing number of BigLaw outfits involved in the cases, according to filings made Tuesday in Massachusetts federal court.

[Read full article »](#)

Harvard Group Ups Pressure To Nix BigLaw Forced Arbitration

A group of Harvard law students that has launched a yearlong campaign to end so-called coercive contracts in the legal industry said Tuesday it is escalating the pressure by sending teams to hand out fliers outside DLA Piper's Boston office and Venable LLP's office in Washington, D.C.

[Read full article »](#)

Analysis

How Avenatti May Have Crossed The Line Into Extortion

A day after being accused of trying to extort Nike, attorney and President Donald Trump antagonist Michael Avenatti was on the offensive Tuesday with allegations of corruption on the part of the company, but those counterpunches likely won't help him dodge federal charges that he went beyond hardball advocacy.

[Read full article »](#)

Analysis

Geragos 'Chargeable' In Avenatti Extortion Case, Experts Say

An extortion case against legal provocateur Michael Avenatti on Tuesday was even more shocking for implicating fellow celebrity lawyer Mark Geragos, suggesting that Geragos himself could still wind up facing

charges.

[Read full article »](#)

What To Know About The Other Case Against Avenatti

Allegations that high-profile attorney Michael Avenatti tried to extort Nike may have overshadowed other serious charges that the frequent Trump critic is facing in California. Here, Law360 breaks down prosecutors' contention that Avenatti mishandled client money and committed other misconduct.

[Read full article »](#)

Has The Legal Industry Really Taken #MeToo Seriously?

The legal industry as a whole does not take gender-based violence and harassment seriously and needs to reform its approach, an article published Monday in the Georgetown Journal of Legal Ethics contends, citing unclear rules and lack of enforcement.

[Read full article »](#)

Mostly Female Board Buys Verrill Dana's Equity Record

Verrill Dana LLP recently announced the elevation of Regina M. Hurley to chair of the firm's executive board and the election of a new member that tilts the board majority-female, something Hurley said on Tuesday is another step in a long history of gender equity for the firm.

[Read full article »](#)

MoFo Continues Push To Toss 2 Pregnancy Bias Accusers

Morrison & Foerster LLP again urged a California federal judge to nix two women from a \$100 million pregnancy bias class action Monday, saying one signed a severance agreement releasing claims against the firm and the other has conceded her claims are time-barred.

[Read full article »](#)

USC Law Student Expelled For Cheating Loses Appeal

The University of Southern California was correct to expel a law school student caught cheating on a "Bluebooking" exercise — and later hacking another student's email to send a false confession to administrators — a California appellate court ruled Monday.

[Read full article »](#)

Boston Fed Taps Holland & Knight Executive Partner For GC

The Federal Reserve Bank of Boston on Tuesday named the executive partner in charge of Holland & Knight's Boston office as its senior vice president and general counsel.

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PUBLIC POLICY

Monday, June 17, 2019



TOP NEWS

DC Circ. Says Feds Must Let Immigrant Minors Have Abortions

The D.C. Circuit on Friday ruled against the Trump administration's policy of blocking detained immigrant minors from accessing abortion services, finding that the policy violates the immigrants' constitutional rights to terminate a pregnancy before viability.

[Opinion attached](#) | [Read full article](#) »

Analysis

New Bill Would Reshape Drug Patent Cases In Uncertain Ways

A new bill in Congress aimed at making it easier to invalidate drug patents has left attorneys with many questions, with both supporters and critics of the proposal saying it's unclear what judges would do with the bill's creation of a broad presumption that many pharmaceutical patents are invalid.

[Bill attached](#) | [Read full article](#) »

DC Circ. Sinks Enviros' Challenge To EPA Clean Air Act Permit

The D.C. Circuit on Friday dismissed a Sierra Club lawsuit accusing the EPA of hiding a nationally applicable change to Clean Air Act permit reviews in an order denying the group's petition to review a Utah coal power plant's permit.

[Opinion attached](#) | [Read full article](#) »

Analysis

States' Model Payments Law May Ease Entry For Fintechs

State banking regulators are collaborating on a uniform model payments law that would facilitate compliance with different state rules, and in the absence of federal government action, some attorneys say the effort could benefit fintech companies by providing multistate consistency.

[Read full article](#) »

Analysis

NYC Uber Rules Aren't A Cure-All For Driver, Traffic Woes

New York City's strict limitations on the growth of Uber, Lyft and other app-based ride-hailing services are aimed at increasing drivers' earning potential and cutting traffic congestion, but the mixed-bag approach to leveling the competition between tech-based companies and traditional taxicabs may blow back on consumers, experts say.

[Read full article](#) »

Analysis

AGs' Sprint-T-Mobile Challenge Tests States' Influence

Ten state attorneys general came out swinging on Tuesday with a challenge to the pending Sprint-T-Mobile merger, preempting pending decisions from both the Federal Communications Commission and the U.S. Department of Justice and raising the possibility that the states might have more influence over the merger's outcome than usual.

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Lane Powell
Latham & Watkins
Lotfi Legal LLC
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Morrison Cohen

Congress Would Reveal Trump's Tax Returns, DOJ Memo Says

U.S. Treasury Secretary Steve Mnuchin should not comply with a congressional request for President Donald Trump's tax returns because House Democratic lawmakers intend to publicly disclose them, the U.S. Department of Justice suggested in a memorandum opinion released Friday.

 1 document attached | [Read full article »](#)

Black Voters Say Ark. Court Elections Rigged Against Them

No black candidate has ever been elected to the Arkansas Supreme Court, and a new lawsuit by voters claims the reason runs much deeper than campaign strategies or the hot-button issues of a given election year.

 Complaint attached | [Read full article »](#)

BANKING & SECURITIES

CFPB Suit 'Prime Example' Of Bureau Unbound, 2nd Circ. Told

A litigation funder accused of peddling illegal loans styled as sales of settlement proceeds has urged the Second Circuit to preserve its upset win in a lawsuit brought by the Consumer Financial Protection Bureau and New York attorney general, arguing that the case is a "prime example" of an unconstitutional federal agency run amok.

 1 document attached | [Read full article »](#)

Delaware Poised To Become Fintech Powerhouse

Delaware's burgeoning financial technology sector could grow even stronger from continued development of the talent pool, a regional focus on the greater Philadelphia area and the exploration of new regulatory opportunities, according to a report published Thursday.

 Report attached | [Read full article »](#)

Wall Street Lobbyists Slam New Jersey's Fiduciary Duty Plan

Heavyweight trade associations in the financial services industry on Friday assailed New Jersey's plan to hold broker-dealers to the same fiduciary duty as investment advisers, the same day Massachusetts launched its own fiduciary initiative with a call for comments.

 4 documents attached | [Read full article »](#)

ENERGY & ENVIRONMENTAL

EU Backs Italy's \$6B Green Energy Plan, Emissions Caps

Italy won approval Friday to move forward with a pair of state schemes to help the country reach its renewable energy targets, as the European Commission greenlighted its €5.4 billion (\$6 billion) state aid package for renewable electricity production and new stringent limits on carbon emissions.

[Read full article »](#)

Sens. Seek To Shine Light On RFS Small Refiner Waivers

A bipartisan pair of corn-state senators on Friday introduced legislation they claim will boost transparency over Renewable Fuel Standard exemptions handed out to small refiners by the U.S. Environmental Protection Agency, a practice that biofuel producers are increasingly fighting in court.

 Bill attached | [Read full article »](#)

Idaho Ranch's Bid To Stop Fed Trail Project Goes Nowhere

An Idaho federal court on Thursday denied a ranch's bid to block construction of a 4.4-mile trail connecting part of Sawtooth National Forest to a nearby city, finding the trail construction allows for the work to be excluded from certain environmental analyses the ranch and its owner had sought.

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Revolution Pipeline Builder Says Pa. DEP Order Oversteps

An Energy Transfer LP subsidiary said the Pennsylvania Department of Environmental Protection overstepped when it ordered the pipeline company to restore all the streams and wetlands disturbed by the construction of the Revolution Pipeline in western Pennsylvania, according to an appeal filed Thursday with the state's Environmental Hearing Board.

 Notice attached | [Read full article »](#)

HEALTH & LIFE SCIENCES

Pharma Cos. Sue HHS Over Putting Drug Prices In Ads

Merck & Co. Inc., Eli Lilly & Co. and Amgen Inc. on Friday sued the U.S. Department of Health and Human Services over a new rule requiring drugmakers to put the wholesale price of medications in ads, saying the requirement will mislead consumers about how much they'll actually have to pay.

 Complaint attached | [Read full article »](#)

Calif. Escapes Out-Of-Network Billing Law Challenge For Now

A California federal judge has tossed a suit challenging a state law aimed at protecting patients from unanticipated medical bills for out-of-network health treatment, but gave the advocacy group that filed the case one last shot at amending the suit.

 Memorandum attached | [Read full article »](#)

MEDIA & ENTERTAINMENT

New Hampshire Poised To Legalize Sports Betting

New Hampshire is set to become the latest state to allow sports betting after its House of Representatives passed a bill legalizing sportsbooks and assigning the state's lottery commission to regulate betting.

 Bill attached | [Read full article »](#)

EMPLOYMENT

Analysis

The Biggest Employment Rulings Of 2019: Midyear Report

Courts and agencies have kept employment attorneys busy so far in 2019, bringing a controversial pay data survey back from the dead, upending precedent on worker classification and clearing up lingering questions about arbitration agreements. Here, Law360 looks at seven rulings from the past six months that employment lawyers ought to be aware of.

[Read full article »](#)

The Biggest Benefits Decisions Of 2019: Midyear Report

In the first half of 2019, courts made beating Employee Retirement Income Security Act suits over bad investments tougher for universities and easier for money managers who handle certain 401(k) plan funds. Here, Law360 reviews six blockbuster court developments that benefits attorneys should have on their radar.

[Read full article »](#)

NLRB Advice Memo Raps Ban On Social Media Criticism

Employers can't block their workers from criticizing them on social media, though they can keep the employees from accessing those sites with their company devices, the National Labor Relations Board general counsel's office said in one of three advice memorandums posted Friday.

 3 documents attached | [Read full article »](#)

Union Blasts 'Orwellian' NLRB Effort To Muzzle 'Scabby'

Consumer Action
D. R. Horton Inc.
Deutsche Bank AG
Dynamex, Inc.
Eli Lilly and Co.
Environmental Integrity Project
Epic Systems Corp.
Express Scripts Holding Co.
Facebook Inc.
Financial Industry Regulatory Authority Inc.
Goldman Sachs Group Inc.
Google Inc.
Great-West Life & Annuity Insurance Co.
Halliburton Co.
HollyFrontier Corp.
Humana Inc.
Insurance Europe Ltd.
JPMorgan Chase & Co.
Johnson & Johnson
Kimco Realty Corporation
Lambda Legal Defense & Educational Fund
LexisNexis Group
Lyft Inc.
Madison Square Garden, Inc.
Major Lindsey & Africa
Mason Tenders District Council
Merck & Co Inc.
Microsoft Corp.
NAACP Legal Defense and Educational Fund Inc.
NFL Enterprises LLC
National Association for the Advancement of Colored People
National Association of Attorneys General
National Association of Broadcasters
National Association of Insurance Commissioners
National Immigration Law Center
National Telephone Cooperative Association
National Women's Law Center
New Jersey Association for Justice
New Jersey Chamber of Commerce
New Jersey Civil Justice Institute
New Jersey State Bar Association
OptumHealth Inc.
PacifiCorp
Paypal Holdings Inc.
Plains All American Pipeline LP

A New York construction workers union is trying to prevent well-known labor protest symbol Scabby the Rat from being muzzled for good by the National Labor Relations Board, which they accused Friday of mounting an Orwellian effort to upend First Amendment union protections.

 3 documents attached | [Read full article »](#)

COMPETITION

DOJ Says CVS-Aetna Judge Must Let It Rebut 'Inaccuracies'

Despite previous denials by a federal judge, the U.S. Department of Justice is again seeking to rebut "inaccuracies" in testimony from challengers at a recent evidentiary hearing examining the settlement that accompanied the DOJ's 2018 decision to approve CVS' purchase of Aetna.

 Motion attached | [Read full article »](#)

MEDICAL MALPRACTICE

Interview

Championing Small Firms, NJ Bar Prez Eyes Malpractice Limit

Newly minted New Jersey State Bar Association President Evelyn Padin is using her big role to stand up for small law firms grappling with the high costs of doing business, like astronomical malpractice insurance rates, that have made the Garden State an expensive place to hang a shingle.

[Read full article »](#)

AEROSPACE & DEFENSE

9th Circ. Says Military 'Trans Ban' Injunction Must Be Revisited

The Pentagon's transgender policy differs enough from an earlier ban that a district court must reexamine its decision to carry over a related injunction, the Ninth Circuit ruled Friday, but the policy is clearly based on transgender status, not a medical condition, and must therefore face heightened scrutiny.

 Opinion attached | [Read full article »](#)

TAX

Treasury Crafts GILTI Exception For High-Taxed Global Income

The U.S. Department of the Treasury released proposed regulations on Friday that would expand an exception to the federal tax overhaul's global minimum tax, applying to global income that has already been taxed by foreign jurisdictions.

 4 documents attached | [Read full article »](#)

Senate GOP Leaders Vow To Bring Tax Treaties To Floor

U.S. Senate Republican leaders said during a meeting with lobbyists that they remain committed to bringing bilateral tax treaties to the chamber's floor once the treaties are approved by committee, a person who attended the meeting told Law360 Friday.

 Letter attached | [Read full article »](#)

EU Financial Transaction Tax Deal Likely By Fall

The European Union will likely reach a deal on a proposed financial transaction tax by the fall, Germany's finance minister said Friday.

[Read full article »](#)

Atheists Drop Fight Over Clergy Tax Break Upheld In 7th Circ.

An atheist group that lost its challenges to a tax exemption for clergy members' housing allowances at the Seventh Circuit will not seek review by the U.S. Supreme Court.

Prime Inc.
RD Legal Funding LLC
Reed Elsevier
Sierra Club
State Bar of California
Sunoco LP
T-Mobile USA Inc.
Teva Pharmaceutical Industries Ltd.
The Boeing Co.
The DIRECTV Group, Inc.
The Sacramento Bee
USI Insurance Services
Uber Technologies Inc.
United States Telecom Association
Valero Energy Corp.
Venmo LLC
Village Super Market Inc.
Washington Post Co.
WellCare Health Plans Inc.

GOVERNMENT AGENCIES

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California Supreme Court
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Consumer Financial Protection Bureau
Department of Commerce
Equal Employment Opportunity Commission
European Commission
European Union
Executive Office of the President
Federal Communications Commission
Federal Trade Commission
Financial Stability Oversight Council
Food and Drug Administration
Internal Revenue Service
National Labor Relations Board
New Hampshire Lottery Commission
New York Attorney General's Office
New York City Council
New York State Department of Financial Services
Office of the Comptroller of the Currency
Pennsylvania Department of

[Read full article »](#)

San Francisco Claims Ballot Vote Needed Only Simple Majority

A San Francisco corporate tax ballot measure brought in November needed only a simple majority to pass because it was brought by citizen initiative and not local government, San Francisco has told a state court.

 [Motion attached](#) | [Read full article »](#)

IMMIGRATION

Trump Eyes Former Acting ICE Director As 'Border Czar'

President Donald Trump said Friday that he plans to bring Thomas Homan, the former acting director of U.S. Immigration and Customs Enforcement, back to his administration as a "border czar."

[Read full article »](#)

Ongoing Waiver Grants Doom Travel Ban Suits, Feds Say

The U.S. Department of Justice has urged a California federal court to toss litigation accusing it of failing to implement a waiver program for President Donald Trump's travel ban, saying there's evidence the program is in effect and that there hasn't been a "blanket denial" of waiver requests.

 [2 documents attached](#) | [Read full article »](#)

Fla. Gov. Signs Bill Banning Sanctuary Policies

Florida Gov. Ron DeSantis signed a bill Friday that bans so-called sanctuary cities in Florida from enacting policies that limit cooperation with federal immigration authorities.

[Read full article »](#)

TELECOMMUNICATIONS

Top 3 Groups Lobbying The FCC

During the month of May, lobbyists representing phone carriers and cable companies asked the Federal Communications Commission to choose a more granular mapping scheme for nationwide broadband service, refine a proposal for blocking robocalls and greenlight the combination of Sprint and T-Mobile.

[Read full article »](#)

FCC Lets Colo. County Near NM Line Get Denver Stations

The Federal Communications Commission on Friday gave satellite TV subscribers in a Colorado county the right to receive local news, sports and weather from in-state broadcast stations rather from New Mexico channels.

 [1 document attached](#) | [Read full article »](#)

Give 'Tone-Deaf' Alderman Prison Over Spending, Feds Urge

Federal prosecutors on Thursday said a former Chicago alderman's request for no prison time after admitting to using a ward fund as his personal piggy bank is "tone-deaf," and he should serve up to 18 months for abusing the public's trust.

 [Memorandum attached](#) | [Read full article »](#)

EXPERT ANALYSIS

Opinion

Gov't Scrutiny Of Social Media Will Unduly Hinder Immigration

The U.S. Department of State's recent decision to collect five years' worth of social media information for all visa applicants will result in the Trump administration having unfettered discretion to deny visas to anyone for arbitrary and capricious reasons — or for no reason at all, says Tahmina Watson of Watson Immigration Law.

[Read full article »](#)

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[U.S. Department of Health and Human Services](#)
[U.S. Department of Homeland Security](#)
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Texas Adds Fresh Ambiguity To Anti-SLAPP Law

Recent amendments to Texas' anti-SLAPP law have undoubtedly narrowed the scope of the Texas Citizens Participation Act, but they leave some open questions and still provide creative defendants with excellent opportunities for early dismissal and attorney fees, say Hayden Schottlaender and Ryan Mrazik of Perkins Coie.

[Read full article »](#)

State Net

State Efforts To Rein In Drug Costs Have Mixed Success

Reducing the soaring costs of commonly used prescription drugs has become a political priority in the nation's statehouses. But thus far, states have done better at increasing transparency around drug pricing than at actually lowering prices, says Lou Cannon of State Net Capitol Journal.

[Read full article »](#)

An In-Depth Guide To Latest Opportunity Zone Regs: Part 1

In the second tranche of opportunity zone proposed regulations, the IRS provides extremely flexible guidance that may be enough to induce investors to start investing all of the capital sitting on the sidelines into qualified opportunity funds, says Marc Schulz of Snell & Wilmer.

[Read full article »](#)

LEGAL INDUSTRY

School's Out: Legal Apprentices Take Alternative Path To Bar

A handful of states let would-be attorneys carve an alternative path to the bar through apprenticeships. Advocates say these programs, despite some drawbacks, could bring more diversity to the field by providing an option for those without the time or money for law school.

[Read full article »](#)

Saul Ewing Atty's Artistic Vision Thrives After Losing Eyesight

Writing fiction was always just a hobby for Joel Burcat, something to pursue in the dark hours after finishing his day's work, but after losing his eyesight and his environmental law practice last year, he found himself with a chance to turn it into something more than a pastime.

[Read full article »](#)

Why One Law Firm Abandoned The Billable Hour

In an effort to focus on building profitability, one law firm has done away with the billable hour as a measure of success when determining partner compensation, according to the firm's chief executive officer, who spoke at the Legal Marketing Association's P3 conference in Chicago on Friday.

[Read full article »](#)

Developing Useful Legal Tech: Perspectives From 3 Law Firms

How do law firms develop legal technology that lawyers and clients will actually want to use? That question was explored in an educational session Friday at the Legal Marketing Association's P3 conference in Chicago.

[Read full article »](#)

Greenberg Opens In Nashville With Ex-Tenn. Insurance Official

Greenberg Traurig LLP will open a Nashville office on Monday, the firm's 31st in the U.S., led by the former commissioner of Tennessee's Department of Commerce and Insurance and bolstered by the firm's media and entertainment practice.

[Read full article »](#)

GC Cheat Sheet: The Hottest Corporate News Of The Week

A top New York regulator isn't yet pleased with Deutsche Bank's progress

on bolstering its anti-money laundering compliance programs, and financial institutions are feeling pressure to ensure they're not exposed to data security problems by vendors they count on for services. These are some of the stories in corporate legal news you may have missed in the past week.

[Read full article »](#)

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week.

[Read full article »](#)

Podcast

Law360's Pro Say: Stop Calling My Phone, Robot

If there's one thing that everyone can agree on, it's that robocalls are an abomination. Last month, Americans received roughly 5 billion of them — about 1,700 per second — and spam calls rank as the top complaint to the Federal Communications Commission. This week, telecom reporter Kelcee Griffis joins the Pro Say podcast to explain the problem and why it's taken so long to fix.

[Read full article »](#)

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From: [Arlington Human Rights Commission](#)
To: [Adam Chapdelaine](#)
Subject: (Archive Copy) Deadline for Statements - Tomorrow March 6th
Date: Tuesday, March 05, 2019 12:55:51 PM

Submit your Statement by March 6th

Dear Adam,

The deadline for impact statements for the restorative justice circle for Lt. Rick Pedrini is [tomorrow - Wednesday March 6th](#). To date, we have received over 70 statements from a broad range of perspectives. Thank you! [Click here](#) if you would like to [submit a statement](#).

Restorative justice is a community process. Thank you for your statements, email forwards, and shared perspectives. Together, we will become a stronger and more inclusive community.

Sincerely,
the Arlington Human Rights Commission

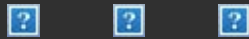
Submit Your Statement by March 6th

BACKGROUND:

Last fall, Lt. Rick Pedrini of the Arlington Police Department wrote three columns for the Massachusetts Police Association newsletter that were highly offensive to many in the community. Lt. Pedrini was placed on administrative leave while the town underwent an investigation of the writings, his police record, and the motivation behind the columns. This week [the town announced](#) that it has decided to pursue restorative justice with Lt. Pedrini with the ultimate goal of restoring him to the Arlington Police force.

Restorative justice is a system of criminal justice which focuses on the rehabilitation of offenders through reconciliation with victims and the community at large. ([Click here](#) to learn more about the process and its history.) The APD has long championed its use with non-violent offenders and the AHRC believes in its power to strengthen communities. The process will be driven through a [series of circles](#) designed to ensure that Lt. Pedrini takes responsibility for his actions, repairs the damage his actions created, and that impacted parties have a forum to share how his actions affected them.

This experience has shaken many in the community - us included - and we are all impacted parties. In that spirit, we invite you to [submit your statement](#) for inclusion in the circle. Submissions need to be received by Wednesday, March 6th.



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From: [Ivan Espinoza-Madrigal](mailto:Ivan.Espinoza-Madrigal@town.arlington.ma.us)
To: achapdelaine@town.arlington.ma.us
Subject: (Archive Copy) Democratizing Access to Boston's Elite Exam Schools
Date: Wednesday, March 06, 2019 10:00:09 AM

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We are facing a moral crisis in Boston. Our public school are experiencing an "[alarming pattern of racial segregation](#)," and even our [valedictorians](#) are failing.

Nowhere is this [opportunity and achievement gap](#) more clear than in Boston's elite exam schools. Racial disparities in exam schools persist — and [deepen](#) — because Boston refuses to change a key obstacle to exam school diversity: the admissions process.

As the Globe reported this morning, [pressure to change the admissions process has only intensified](#).

Just last week, in partnership with the NAACP and more than a dozen community groups, we concluded two years of [public forums on overhauling exam-school admission requirements](#). As part of this process, we collected community-driven solutions and strategies:

- Having Boston develop its own admission test for exam schools;
- Offering seats in our exam schools to top students from each school or zip code; and
- Creating a “holistic” approach that could include factors such as a student’s socioeconomic status and accomplishments in sports, the arts, and community service.

We all know that complacency is incompatible with progress and equality. In the current climate, local inaction is just as harmful as federal action. All our public schools must be open to qualified students of every race and ethnicity. **We call for greater diversity in exam schools. Join us in this effort and help us**

spread the word!

Click [here](#) to learn more about community-driven strategies and solutions for diversifying exam schools. Más información está disponible [en español](#).

"Boston must become a testing ground for the ideals of freedom." — Rev. Martin Luther King, Jr.

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From: [Americans for Peace & Tolerance](#)
To: achapdelaine@town.arlington.ma.us
Subject: (Archive Copy) Do We Dare Touch the Third Rail? The Question of Islamic Anti-Semitism
Date: Wednesday, May 15, 2019 11:51:19 AM

Anti-Semitic imam's hatred supported by Islamic texts, expert says

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What is the root of Islamic Jew-hated?

ZOA President Morton Klein, in his [testimony](#) to Congress about the spike in anti-Semitism in America, bravely broached the taboo subject of Islamic anti-Semitism. The dramatic rise in Jew-hatred is attributed in the mainstream media and by establishment Jewish defense agencies almost exclusively to the emergence of an “Alt-Right,” and, also — but, only grudgingly, it seems — to “hard-left” anti-Zionists.

It has been much less acceptable to bring up the question of anti-Semitism in Islamic cultures and societies without the risk of being immediately labeled as “racist” against Muslims or of being “Islamophobic.”

But there is no reason — apart from fear — why reasonable people should hesitate to explore the source of anti-

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Semitism so clearly visible in Muslim countries and cultures.

There have been several theories as to the sources:

- 1. That the Muslims adopted it from the Nazis.**
- 2. That it is a fringe phenomenon, related to the Jewish “conquest” of Muslims in Israel.**
- 3. That it is and has been inherent to the doctrines of classical Islam itself.**

When Imam Omar Suleiman was invited to give the [invocation](#) to Congress on May 9, he was criticized for being viciously anti-Zionist; but researcher [Dr. Andrew Bostom](#) has discovered and analyzed 5 hours of lectures by the imam that he believes clearly show that the problem is not at all confined to the Arab-Israel conflict, but stems from a hatred of Jews endemic to Islam itself.

We believe the question of the source of Islamic Jew-hatred should not be taboo, and needs to be explored, and we present Bostom’s views and analysis here to prompt the debate and discussion of this very topic.

Read his analysis of Imam Suleiman’s anti-Jewish lectures [here](#).

Please consider making a tax-deductible [donation](#) so that APT can continue to fight against the enemies of Israel and the Jewish people.



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From: [Arlington LGBTQIA+ Rainbow Commission](#)
To: ACHapdelaine@town.arlington.ma.us
Subject: (Archive Copy) Fall LGBTQIA+ events: Tues. Trans 101. Thurs. Gender in Public.
Date: Saturday, October 06, 2018 9:14:36 AM

[View this email in your browser](#)



Welcome!

Hello again to everyone who stopped by our booth at Town Day. We hope to see you again soon at one of our events this fall!

Transgender 101 Oct. 9

The Rainbow Commission offers “Transgender 101,” a free workshop on October 9, 6 pm in the [Robbins Library](#) Community Room. Mason Dunn of the [Massachusetts Transgender Political Coalition](#) will present information covering sexual orientation vs. gender identity, trans terminology and cultural aspects, ways to be an ally and build trust, and examples of welcoming and inclusive policies and practices. **Free and open to all.** [RSVP to the Facebook event](#) or just show up!



Seeking submissions for “Gender in Public” storytelling event Oct. 11 (Coming Out Day)

The Rainbow Commission, [Mystic LGBTQ+ Youth Support Network](#) (Queer Mystic), [Arlington Council on Aging](#), and [True Story Theater](#) host “Gender in Public,” 7 pm at the Arlington Senior Center. **Free and open to all.** (See the [Facebook event](#).)

Join us for an exploration of experiences around gender in public spaces through interactive story-telling theater. True Story Theater will do a playback

performance in which volunteers in the audience share stories about what is important in their lives surrounding their experience of their own gender in public places and have those experiences and perspectives reflected back with respect. On the spot, actors portray the heart of what they heard using music, movement, and dialog.

The program will begin at 7, with the story-sharing and performance by True Story Theater at 7:30. Come with a brief story to share about an experience regarding your own gender that happened in a public place, or just show up to witness and learn. If you would like to discuss your story in private beforehand, or if you just want to mingle and meet the Rainbow Commission, feel free to show up at 6:30.

We want to ensure that LGBTQIA+ folx who want to participate in the storytelling event but who are not comfortable telling their story in person can still participate. If you have a story about an experience you've had related to your own gender (or people's perception of your gender) that you would like to have considered for inclusion in the performance but do not want to tell it in person or that you want to remain entirely anonymous, please [submit your story online](#). (Please only share a story about your own gender, not your perception of someone else's gender.)

After the performance Grace Anne Stevens of [LexPride](#), who writes the Huffington Post column "[My Transgender Life](#)," will provide information about [Question 3 on the November ballot](#). She will discuss the practical impacts of equal access for our trans neighbors, family, and friends regarding public accommodations -- any places we go between home and work or school, including stores, restaurants, hotels, medical offices, public transportation, public parks, movie theaters, and more.

Potluck and crafts Oct. 27

Join us for potluck and crafts on October 27, 2-5 pm in the [Robbins Library](#) Community Room. Come hang out with other LGBTQIA+ folx of all ages! The Rainbow Commission will provide desserts and drinks, coloring books, nail polish, and a crochet lesson for anyone interested by crochet professional Willow Hersh. If you want, bring a dish and your own crafts project or materials to share. **Child-friendly and open to all.** See the [Facebook event](#).



Other upcoming local LGBTQIA+ events

Oct. 10: “Gender Revolution,” 7 pm, First Church in Belmont. **Free screening** of this documentary in which Katie Couric meets with transgender people and experts around the country to explore an evolving understanding of gender identity. The film examines the roles of science, politics, and culture on gender, shedding light on the untold stories of struggle, understanding, ignorance, and love. There will be a panel discussion after the screening.

Oct. 13: The Arlington High School Drama Guild presents a one-night-only reading of Tectonic Theater Company’s *The Laramie Project*, 7:30 pm, Lowe Auditorium at Arlington High School. In 1998, the murder of Matthew Shepard focused the country’s attention on on Laramie, Wyoming and on hate crimes. Shortly after, Tectonic Theater Company members traveled to Laramie to conduct interviews with the people of the town. These interviews are the basis of *The Laramie Project*, one of the most performed plays in the word. The Arlington High School production features alumni, faculty and staff and current students. **Admission is free**, but donations are appreciated.

Oct. 16: Reel Queer intergenerational queer movie series screening of *Love, Simon*, 6:30 pm, Robbins Library downstairs community room. Everyone deserves a great love story, but for 17-year-old Simon, it’s a little more complicated. He hasn’t told his family that he’s gay, and he doesn’t know the

identity of the anonymous classmate he's fallen for online. This teen romantic comedy-drama is based on the novel *Simon vs. the Homo Sapiens Agenda* by Becky Albertalli. Cosponsored by the [Robbins Library](#), [Arlington Council on Aging](#), and the Rainbow Commission. **Free.**

Oct. 17, 8 pm: [Deadline to register for the November election.](#)

Oct. 24: [Queer Book Group](#), 7 pm, Robbins Library 4th floor conference room. [Outlaw Marriages: The Hidden Stories of Fifteen Extraordinary Same-Sex Couples](#). Cosponsored by the [Robbins Library](#) and the Rainbow Commission.

Nov. 4: [LexPride](#) screening of [Gen Silent](#), 1 pm, Cary Hall, Lexington. Six LGBTQ+ seniors must choose whether to hide their identities to survive in the long-term health care system. Followed by panel discussion with Gary Bailey and Rainbow Commissioner Lisa Krinsky.

Nov. 8: [SAGE Table](#), an LGBTQIA+ intergenerational meal, Arlington Senior Center. Hosted by the [Council on Aging](#), [Queer Mystic](#) and the Rainbow Commission.

Dec. 6: Save the date for an AIDS History event.

Understanding Restorative Justice Oct. 13

Join the [Arlington Human Rights Commission](#), in collaboration with [Communities for Restorative Justice \(C4RJ\)](#), the Rainbow Commission, and the [Queer Mystic](#) to learn about restorative justice, a victim-driven alternative to the traditional criminal justice system that has been adopted by several states and municipalities, including Massachusetts and the Town of Arlington. The goal is to get offenders to take responsibility for their actions, to understand the harm they have caused, and to negotiate a resolution to the satisfaction of all participants.. Speakers will include experts from a variety of perspectives. See the event on [Facebook](#). Reserve your free ticket [here](#).

Parent Forum held on talking with elementary-age children about LGBTQIA+ topics

The annual Parent Forum was held September 25 at the Ottoson cafeteria. Addie Wyman Battalen, PhD, LICSW, and Arlington mom moderated a discussion about “Encouraging Honest Conversation with Elementary-Age Children about LGBTQIA+ Topics.” Dr. Wyman Battalen discussed best practices for speaking with elementary-age children about gender diversity and sexual orientation. Then a panel of youth, parents, and school educators offered first-hand perspectives. Topics included how to support families with LGBTQIA-identified youth, model being an ally, build a school community that is supportive of gender and sexual diversity, and protect against risk factors for LGBTQIA-identified youth. Cosponsored by the [Arlington Public Schools](#), [Queer Mystic](#), and the Rainbow Commission.



Queer Book Group/Social made queerigami

Check out the origami unicorn bookmarks, stars, hearts, and other shapes the [Queer Book Group](#)/Social made at its [Queerigami](#) (aka queer origami) event. Cosponsored by the [Robbins Library](#) and the Rainbow Commission.



Defending trans rights in Massachusetts

A question will be brought to the voters of Massachusetts on the November ballot asking whether the state should maintain the current law that protects transgender people from discrimination. These important protections have been in place since 2016 without problem and is vital for providing equal access and safety for all in Massachusetts.

A yes vote preserves this state law protecting transgender and gender-nonconforming people from discrimination in public places, including stores, restaurants, hotels, public transportation, parks, museums, dentists' offices, and hospitals. Voting no would repeal the law and leave trans people without nondiscrimination protections. We encourage everyone to attend an upcoming event, join us at our monthly meeting Oct. 18, or contact us at rainbow@town.arlington.ma.us to learn more about Question 3.



The Rainbow Commission and the Town's Select Board have joined the [Freedom for All Massachusetts coalition](#) in expressing support for keeping this important state law, which provides the same protections that Town Meeting added to the Arlington Bylaw a few years ago. But Arlingtonians do not stay within the town's borders, so it's important that these protections be in place for trans folx wherever they travel throughout the state.

Meeting info

Rainbow Commission meetings are generally the third Thursday of the month at 6:30 pm in the Jefferson Cutter Gallery, 611 Mass Ave. All Rainbow Commission meetings are open to the public. Upcoming meetings: October 18, November 15, and December 20. Check the [Town calendar](#) to confirm meeting dates and locations.

All Rainbow Commission meetings and events are open to the public. Please contact rainbow@town.arlington.ma.us if you need accommodations. We regret that we generally do not provide ASL interpretation or assistive listening devices. We need at least 2 weeks notice to hire an ASL interpreter.



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From: [Huezo, Diego](#)
To: ACHapdelaine@town.arlington.ma.us; KDeFrancisco@town.arlington.ma.us
Subject: (Archive Copy) Feedback on MetroCommon 2050 Goals
Date: Friday, May 10, 2019 3:30:13 PM
Attachments: [image001.png](#)
[Goals Draft For Public Comment 4 30 19 FINAL.DOCX](#)

Good afternoon Adam,

I'm writing to you seek your feedback on the draft goals we've developed as part of our regional plan update, [MetroCommon 2050](#). MAPC has spent the last 5 months asking people across the region for what they hope the region will be in 2050 and this is a result of all the meetings, discussions, surveys, and emails to date. Attached please find those MetroCommon 2050 goals.

The goals are meant to be the end state we hope to achieve, if all the implementation we undertake collectively is successful. They are not meant to just reflect the areas of work and vision of MAPC, but of all our allies, stakeholders, local and state leaders, under-represented populations, and the public at large. We tried to keep the narrative explanation accessible to a wide range of audiences with the numbered subgoals more technical for the planners and policy makers amongst us.

We're asking you directly because we highly value your knowledge and insight. Additionally, we hope that you will like the final set of goals so much that you'll keeping working with us to develop the plan's recommendations and then to implement these actions.

If you're able to, please pick a goal or two (or all nine!) that you are most interested in and provide your comments in track changes. We hope to receive any feedback by May 24th. We will then create a final version that we will bring to our External Advisory Committee for MetroCommon and then to MAPC's Executive Committee for their endorsement.

Thank you so much and please let me know if you have any questions. Have a nice weekend!

Best,
Diego Huezo

Diego Huezo
Government Affairs Specialist
dhuezo@mapc.org
617-933-0711 | 781-690-7823 (cell)
Pronouns: he, him, his
Metropolitan Area Planning Council
60 Temple Place, Boston, MA 02111
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From: dianemahon@verizon.net
To: AChapdelaine@town.arlington.ma.us; jflaherty@town.arlington.ma.us
Subject: (Archive Copy) Fwd: [ArlingtonDems] local issue
Date: Wednesday, June 12, 2019 11:24:15 AM

FYI only....it's a bit lengthy.

dianemahon@verizon.net

-----Original Message-----

From: Laura Kiesel via ArlingtonDems <arlingtondems@five.pairlist.net>
To: ArlingtonDems <arlingtondems@five.pairlist.net>
Sent: Wed, Jun 12, 2019 10:52 am
Subject: [ArlingtonDems] local issue

A feature story I authored on the issue of the Arlington Police Dept, Pedrini's reinstatement and restorative justice was just published with DIG Boston:

<https://digboston.com/special-feature-restorative-ruckus/>

It was also syndicated in Politico's MA Playbook, the publication's roundup of the biggest stories in the Bay State for the day (scroll down to under "The Local Angle"):

<https://www.politico.com/massachusettsplaybook>

--

Laura Kiesel
Freelance Writer and Editor
www.laurakiesel.com
<http://twitter.com/SurvivalWriter>

The Arlington Democratic Town Committee
ArlingtonDems mailing list
ArlingtonDems@five.pairlist.net
<https://pairlist5.pair.net/mailman/listinfo/arlingtondems>

From: [Public Policy Law360](#)
To: achapdelaine@town.arlington.ma.us
Subject: (Archive Copy) GOP Sens. Advance Plan To Speed Up Judicial Confirmations
Date: Thursday, February 14, 2019 4:08:14 AM



PUBLIC POLICY

Thursday, February 14, 2019



TOP NEWS

GOP Sens. Advance Plan To Speed Up Judicial Confirmations

A Senate committee passed a measure aimed at cutting down floor debate time for most judges and administrative nominees Wednesday, over the objections of Democrats who claimed the change would let Republicans "ram through" more of President Donald Trump's picks. [Read full article »](#)

Bipartisan House Bill Would Make PACER Free To All

A new bill introduced Wednesday in the U.S. House of Representatives would make federal court records through the online Public Access to Court Electronic Records system, or PACER, free for the public, with sponsors from both parties saying the move would increase transparency and improve access. [Read full article »](#)

Manafort Voided Plea Deal By Lying To Mueller, Judge Rules

Former Donald Trump campaign chief Paul Manafort lied to Special Counsel Robert Mueller and other federal investigators, violating a plea deal he signed last year promising to truthfully assist authorities, a D.C. federal judge ruled Wednesday. [Read full article »](#)

Senate GOP Eyes Clearing 5 Court Picks As Dems Protest

Republicans on the Senate Judiciary Committee nudged forward five of President Donald Trump's nominees to the federal bench Wednesday, even as Democrats bitterly complained the White House had cast aside the tradition of consulting home-state senators on judicial appointees. [Read full article »](#)

Congress Faces Uncertainty In Wrapping Up Spending Deal

As Friday's deadline to avoid another federal government shutdown approaches, congressional negotiators and the White House spent Wednesday finalizing a spending plan for the rest of the year as talks hit several speed bumps. [Read full article »](#)

Analysis

Del. Revenue At Risk In High Court Unclaimed Property Suit

Abandoned MoneyGram checks may lead the U.S. Supreme Court to upend decades of precedent surrounding unclaimed property that allows Delaware to take custody of an outsize property share, possibly increasing other states' revenues at Delaware's expense. [Read full article »](#)

Analysis

Alstom Block Shows EC Won't Bend Rules For Euro Champs

European Union competition officials continue to resist calls to promote "European Champions," as shown by their decision to block the €15 billion proposed merger between Alstom SA and Siemens AG. [Read full article »](#)

Roger Stone Implies Mueller Team Leaked Indictment To CNN

Roger Stone, a longtime associate of President Donald Trump, said on Wednesday it's reasonable to infer someone in the U.S. Department of Justice's Special Counsel office leaked his sealed indictment to CNN before



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[Pepper Hamilton](#)

his arrest, an offense he said would warrant sanctions. [Read full article »](#)

BANKING & SECURITIES

CFTC Publishes 1st Exam Cheat Sheet, Plans More Checks

The U.S. Commodity Futures Trading Commission has published a list of examination priorities for the first time in the agency's 45-year history, warning designated contract markets that regulators plan to ramp up compliance checks this year in an effort to find and share the industry's best regulatory practices. [Read full article »](#)

ENERGY & ENVIRONMENTAL

EPA Beats Back Suit Over Adviser Grant Policy

A D.C. federal judge has tossed a lawsuit brought by a coalition of scientific advocacy groups challenging the U.S. Environmental Protection Agency's policy barring members of its scientific advisory committees from receiving grants while serving in their roles. [Read full article »](#)

DOI Told To Revisit Climate Costs Of Coal Mine Expansion

A Montana federal judge recommended that a section of the U.S. Department of the Interior take a closer look at the climate change impacts and certain other consequences associated with the expansion of the Spring Creek coal mine. [Read full article »](#)

High Court Case No Defense For Minn. Grid Law, 8th Circ. Told

Minnesota can't hide behind U.S. Supreme Court precedent to fend off arguments its law giving in-state utilities the right of first refusal before out-of-state companies can build new transmission lines violates the U.S. Constitution's commerce clause, challengers of the law told the Eighth Circuit on Tuesday. [Read full article »](#)

US, Enviros Urge 5th Circ. To Keep CAA Permit Ruling Intact

A Fifth Circuit decision allowing the federal government to stop two Texas coal-fired power plants from operating without Clean Air Act permits is consistent with how other circuits and the U.S. Supreme Court have ruled on similar matters, the government and the Sierra Club told the appeals court Tuesday. [Read full article »](#)

EMPLOYMENT

Equal Pay Bill Attacked As Ineffective 'Cash Cow' For Lawyers

Republican lawmakers warned Wednesday that the recently proposed Paycheck Fairness Act won't significantly cut into the gender pay gap and instead invites plaintiffs' attorneys to chase high contingency fees in "questionable" cases. [Read full article »](#)

Students Needn't Testify To Show Bias At Harvard, Judge Told

A bias in Harvard University against Asian-American applicants is clearly demonstrated by data, and the group suing the school did not need to subject its students to the scrutiny of testifying in the landmark affirmative action case, a judge heard Wednesday during closing arguments. [Read full article »](#)

COMPETITION

Blocked, Abandoned Mergers Drop To \$52B In 2018: Report

More than €46.3 billion (\$52.1 billion) in proposed mergers were blocked or abandoned worldwide in 2018 under the attention of competition watchdogs, a steep drop from 2017, but in line with figures from the two previous years, according to a report released Wednesday by the Allen & Overy LLP law firm. [Read full article »](#)

Rail Suppliers Tell Court To Ignore Feds In No-Poach Suit

Reed Smith

Seyfarth Shaw

Skadden

Sugarman Rogers

Vogel Law Firm

WilmerHale

COMPANIES

APCO Worldwide

Alabama Power Co.

Alstom SA

Amazon.com Inc.

American Civil Liberties Union

American Red Cross

Apple Inc.

Cable News Network Inc.

Charter Communications Inc.

Environmental Law Institute

Facebook

Financial Industry Regulatory Authority Inc.

General Motors

Google Inc.

Knorr-Bremse AG

LexisNexis Group

Luminant Generation Co. LLC

Major League Baseball Inc.

MoneyGram International, Inc.

NAACP Legal Defense and Educational Fund Inc.

National Collegiate Athletic Association

National Federation of Independent Business

National Hispanic Medical Association

National Women's Law Center

Physicians for Social Responsibility

Planned Parenthood Federation

Public Knowledge

Siemens AG

Sierra Club

Southern Poverty Law Center

T-Mobile USA Inc.

Tax Foundation

U.S. Chamber of Commerce

Verizon Communications Inc.

Vistra Energy Corp.

Wal-Mart Stores Inc.

Washington Post Co.

GOVERNMENT AGENCIES

California Department of Food and Agriculture

Two rail equipment suppliers facing multidistrict litigation over deals not to poach each other's workers disputed U.S. Department of Justice assertions that the deals were illegal on their face and urged a Pennsylvania federal judge instead to consider whether their pro-competitive benefits outweigh their potential harm. [Read full article »](#)

CYBERSECURITY & PRIVACY

Federal Privacy Law Needed To Protect Consumers, GAO Says

The U.S. Government Accountability Office has stepped into the sprawling debate over how to best safeguard Americans' online privacy, advising in a report released Wednesday that Congress develop comprehensive privacy legislation that balances the need to protect consumers with businesses' ability to innovate. [Read full article »](#)

AEROSPACE & DEFENSE

House Passes Resolution To End US Involvement In Yemen

The U.S. House of Representatives, in a rare move, backed a resolution Wednesday to withdraw U.S. military support for Saudi Arabian operations in Yemen, delving into a legal gray area and setting up a potential clash with the White House. [Read full article »](#)

Ex-Air Force Officer Spilled Secrets To Iran, Gov't Says

A former U.S. Air Force counterintelligence officer shared government secrets with Iran, revealing the existence of a highly classified intelligence-gathering program and providing details that were used to track her ex-colleagues, according to an indictment announced Wednesday.

[Read full article »](#)

INTERNATIONAL TRADE

European Parliament Greenlights EU-Singapore Trade Deal

The European Parliament on Wednesday greenlighted the bloc's free trade agreement with Singapore, including a controversial investment court the EU has said it intends to incorporate into all future trade deals to replace the ad hoc investment arbitration system. [Read full article »](#)

TAX

Texas Panel Affirms Ban On Repealing Homestead Exemptions

A Texas appellate panel has partly affirmed a trial court's decision saying a law prohibiting school districts from reducing or repealing property tax exemptions was correctly deemed retroactive and constitutional, ruling against a district that had repealed its exemption. [Read full article »](#)

Treasury Withholding Tables Cut Refunds For 4M: Economist

Some 4 million individuals will have smaller refunds this year because the U.S. Department of the Treasury changed its withholding practices after the federal tax overhaul, a chief economist told a House Ways and Means subcommittee Wednesday. [Read full article »](#)

IMMIGRATION

SPLC Urges Toss Of Suit Over 'Hate Group' Labeling

Two leaders with the Southern Poverty Law Center have moved to dismiss a Racketeer Influenced and Corrupt Organizations Act suit from the nonprofit think tank Center for Immigration Studies, which has objected to the SPLC's decision to label the center a "hate group." [Read full article »](#)

ACLU Accuses ICE Of Retaliatory Immigration Sweep In NC

The American Civil Liberties Union and other immigrant advocates accused U.S. Immigration and Customs Enforcement on Wednesday of retaliating

California Department of Public Health

Commodity Futures Trading Commission

Competition and Markets Authority

Department of Commerce

Equal Employment Opportunity Commission

European Commission

European Union

Executive Office for Immigration Review

Executive Office of the President

Federal Bureau of Investigation

Federal Communications Commission

Federal Election Commission

Federal Energy Regulatory Commission

Federal Trade Commission

Government Accountability Office

Internal Revenue Service

National Telecommunications and Information Administration

Office of Surface Mining

Reclamation and Enforcement

Port Authority of New York & New Jersey

Securities and Exchange Commission

Texas Attorney General's Office

U.S. Air Force

U.S. Attorney's Office

U.S. Department of Agriculture

U.S. Department of Defense

U.S. Department of Justice

U.S. Department of the Interior

U.S. Department of the Treasury

U.S. Environmental Protection Agency

U.S. General Services Administration

U.S. House Committee on Energy and Commerce

U.S. House of Representatives

U.S. Immigration and Customs Enforcement

U.S. Supreme Court

against North Carolina sheriffs who recently ended partnerships with the agency by increasing enforcement activity, an allegation ICE officials claimed is patently false. [Read full article »](#)

Indian, Chinese Immigrants More Likely To Be Granted Bond

The chances of being granted bond at immigration hearings have gone down over the past year, with Chinese and Indian immigrants having better odds than those from Cuba and the Dominican Republic, according to a report published Tuesday by Syracuse University. [Read full article »](#)

NATIVE AMERICAN

SD Lawmakers Advance Missing Indigenous Women Bill

The South Dakota state Senate is poised to take up bipartisan legislation that would standardize the reporting and investigation of missing and murdered indigenous women, after a panel of legislators has unanimously advanced the bill to the full chamber. [Read full article »](#)

Wash. Mulls Sports Betting Bills For Tracks, Tribal Casinos

Washington State lawmakers proposed two sports betting bills this month, one that would legalize sports betting at tribal casinos, horse racetracks and off-track betting facilities, and another that would legalize it at tribal casinos only. [Read full article »](#)

Ala. Hydroelectric Project Needs Tribal Input, FERC Hears

The Muscogee (Creek) Nation has told the Federal Energy Regulatory Commission that tribal concerns should be taken into account regarding an Alabama hydroelectric project that is up for relicensing, saying the undertaking is located in an area with great significance to the tribe. [Read full article »](#)

TELECOMMUNICATIONS

White House Unveils Plan To Boost Rural Broadband

The White House released a report Wednesday detailing plans to streamline the approval process for putting telecommunications equipment on land and buildings in an attempt to encourage private-sector companies to support broadband infrastructure deployments. [Read full article »](#)

T-Mobile Dinged Over Service Record At Merger Hearing

Lawmakers sharply scrutinized T-Mobile's history as a wireless carrier during a Wednesday hearing focused on the pros and cons of a proposed megamerger with Sprint, drilling down on whether the combined company would keep participating in the Lifeline program for low-income consumers and questioning T-Mobile's track record for providing rural service. [Read full article »](#)

Commerce, States Team Up To Refresh Broadband Data Map

The U.S. Department of Commerce's telecommunications agency has tapped a handful of states including California and Massachusetts to help it refresh the nation's map tracking broadband availability with a new set of data. [Read full article »](#)

GWB Scandal Figure Brings Convictions To High Court

A former aide for New Jersey Republican Gov. Chris Christie who was sentenced to prison for orchestrating a politically motivated traffic jam on the George Washington Bridge has sought review of her criminal case before the U.S. Supreme Court, hoping for another chance to escape her fraud conviction. [Read full article »](#)

FCC Must Clarify 911 Expenditure Rules, NJ Group Says

The New Jersey Wireless Association told the Federal Communications Commission in a filing posted Wednesday that it should offer more guidance on how states are allowed to spend funds collected for fortifying

communications networks, saying the clarification would help improve emergency technologies. [Read full article »](#)

WHITE COLLAR

No Bias In Skadden FARA Deal, Judge Tells Russian Co.

A Russian company criminally accused of a “wide-ranging conspiracy” hindering enforcement of the Foreign Agents Registration Act cannot look to the government’s civil settlement with Skadden Arps Slate Meagher & Flom LLP over FARA violations earlier this year as proof of prosecutor bias against Russians, a Washington, D.C., federal judge said Wednesday.

[Read full article »](#)

EXPERT ANALYSIS

The Many Elements Of Protection For Pre-Existing Conditions

As discussion and debate about health coverage continues following the recent Affordable Care Act decision in Texas v. U.S., it is useful to appreciate that what may be referenced in the singular as protection for pre-existing conditions is in fact a collection of multiple provisions working in concert, say Catherine Livingston and Elena Kaplan of Jones Day.

[Read full article »](#)

Opinion

The Road To Legal Sports Betting: From Ethics To Economics

Recent state bills show how far the views of gambling have moved from the ethics of Major League Baseball Commissioner Kenesaw Mountain Landis after the 1919 Black Sox scandal to pure dollars and cents, says Ronald Katz of GCA Law Partners LLP. [Read full article »](#)

How Calif. Cannabis Rules Will Impact Investors And Lenders

Those seeking to invest, lend or rent to commercial cannabis businesses in California must understand the state's new disclosure requirements, which are different for individuals considered "owners" and those considered "financial interest holders," say attorneys at Geraci LLP. [Read full article »](#)

LEGAL INDUSTRY

Ex-Senior Apple Attorney Charged With Insider Trading

A former senior attorney at Apple Inc. who was responsible for enforcing the tech giant's insider trading compliance efforts has been charged in New Jersey federal court with illegally trading company securities ahead of quarterly earnings announcements, prosecutors said Wednesday.

[Read full article »](#)

Court's Dissatisfied 'Meh' Makes Its Way Into Published Order

An apparent internal note, featuring the pithy, informal exclamation "meh," was published in an early version of a recent order entered in California federal court dismissing a dietary supplement maker's libel and false advertising suit against a website that reviewed its products.

[Read full article »](#)

Veteran Walmart Atty To Take GC Reins At Red Cross

The American Red Cross has appointed one of Walmart Inc.'s longtime in-house attorneys as its new general counsel, the charity confirmed Wednesday, a year after its top lawyer resigned amid allegations that he mishandled a sexual misconduct case. [Read full article »](#)

Law Firm Leaders: Barnes & Thornburg's Robert Grand

Robert "Bob" Grand has served as managing partner of Barnes & Thornburg LLP for the past five years. Here, Law360 chats with Grand about law firm mergers, the problem with email, and his firm's plans to grow in the South. [Read full article »](#)

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From: [Public Policy Law360](#)
To: achapdelaine@town.arlington.ma.us
Subject: (Archive Copy) Gov't Spending Deal Pleases Few As 2nd Shutdown Looms
Date: Wednesday, February 13, 2019 4:04:08 AM



PUBLIC POLICY

Wednesday, February 13, 2019



TOP NEWS

Gov't Spending Deal Pleases Few As 2nd Shutdown Looms

The federal spending deal reached by negotiators may be the best way around a federal government shutdown this weekend, legislators said Tuesday, even if no one is happy with it and President Donald Trump is considering going around Congress to build a wall along the Mexican border. [Read full article »](#)

Trump's AG Nominee Barr Sails Over Senate Hurdle

William Barr, the nominee for President Donald Trump's second attorney general, easily cleared a procedural obstacle in the Senate Tuesday as several Democrats joined most of the Republicans in voting to move him toward a final vote, expected as soon as Wednesday. [Read full article »](#)

Analysis

End Of Spouse Work Authorization Could Drive Away H-1Bs

Despite a tight labor market, H-1B visa holders and those who have applied for the program may take their talents elsewhere if the Trump administration decides to move forward with a plan to rescind their spouses' work authorization, attorneys say. [Read full article »](#)

House Dems Tap Kramer Partner, Ethics Pro For Trump Inquiry

The House Judiciary Committee said Tuesday that it has recruited two attorneys and outspoken critics of President Donald Trump to act as consulting counsels to the panel, enlisting a Kramer Levin Naftalis & Frankel LLP partner and a onetime Obama administration ethics counsel.

[Read full article »](#)

Feature

Ex-FTC Head Says German Facebook Order Sows Confusion

Former acting Federal Trade Commission Chairman Maureen Ohlhausen has criticized the German antitrust watchdog's landmark decision last week to curb Facebook's data collection, saying it blurs consumer privacy and competition laws and creates confusion about which entities will enforce the new General Data Protection Regulation and under what terms.

[Read full article »](#)

BANKING & SECURITIES

Analysis

Restitution's Absence In Recent CFPB Deals Sparks Scrutiny

The Consumer Financial Protection Bureau has been heating things up lately on the enforcement action front with a spate of recent settlements, and while that might seem like a return to form for the consumer financial watchdog, the lack of restitution provisions in some of these deals is turning heads. [Read full article »](#)

Rubio Aims To Hike Stock-Buyback Tax To Pay For Expensing

Sen. Marco Rubio, R-Fla., released a plan Tuesday to raise the tax on stock



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Baker McKenzie
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Best Best & Krieger
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Dykema Gossett
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Fragomen Del Rey
Gibson Dunn
Gray Reed
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Harris Bricken
Hogan Lovells
Holland & Knight
Hunton Andrews Kurth
Jaspan Schlesinger
Jones Clifford
Jones Day
Kilpatrick Townsend
Kirkland & Ellis
Kramer Levin
Mayer Brown
McDermott Will
McKool Smith
Miller Canfield

buybacks, now taxed at the capital gains rate, in order to pay for making immediate business expensing permanent. [Read full article »](#)

ENERGY & ENVIRONMENTAL

Senate Passes Sweeping Lands, Water Use Legislation

The Senate passed a bill Tuesday changing many aspects of federal policy on public lands, ranging from hunting access rules to water power projects and a long-term reauthorization of the Land Water Conservation Fund.

[Read full article »](#)

Texas Butterfly Refuge Says Border Wall Would Clip Site's Use

The North American Butterfly Association has told a D.C. federal judge that without court intervention, the government's progress on building a border wall in Texas' Rio Grande Valley will leave its refuge largely unusable.

[Read full article »](#)

Crowell & Moring Adds Longtime DOJ Enviro Litigator

Crowell & Moring LLP has hired a former U.S. Department of Justice attorney who helped defend significant environmental regulations including challenges to the Clean Power Plan before the D.C. Circuit.

[Read full article »](#)

HEALTH & LIFE SCIENCES

Feature

Big Pharma Peers Won't Follow J&J On Price Transparency

Many of Big Pharma's largest companies are shrugging their shoulders at Johnson & Johnson's surprise move to publish drug prices in television ads, saying they have zero intention of mimicking the transparency.

[Read full article »](#)

IP & TECHNOLOGY

USPTO Head Says Patent Law Needs Stabilizing

United States Patent and Trademark Office Director Andrei Iancu hopes to have Section 101 of the Patent Act "stabilized" by 2020, he told attendees at the Inventing America Conference Tuesday in Washington, D.C.

[Read full article »](#)

Patent Industry Nervous Over Chinese IP Competition

China loomed large over the Inventing America Conference in Washington, D.C., Tuesday, where senators, patent attorneys and the director of the United States Patent and Trademark Office weighed in on how to handle China's rising profile as an intellectual property heavyweight.

[Read full article »](#)

TRANSPORTATION & INFRASTRUCTURE

Telecom Sues NY DOT Over Public Rights Of Way

A wireless business has sued the New York Department of Transportation and a Crown Castle subsidiary in Manhattan federal court, claiming the state agency discriminated by dragging its feet on approving rights of way for new wireless antennas. [Read full article »](#)

Calif. Gov. Changes Course On \$77B High-Speed Rail Project

California Gov. Gavin Newsom said Tuesday he doesn't plan to finish a \$77 billion high-speed rail link between Los Angeles and San Francisco, though he did say he would prioritize a bullet train between Merced and Bakersfield.

[Read full article »](#)

EMPLOYMENT

Texas Justices Told Free Speech Law Axes Presuit Depo Bid

Mintz Levin
Morgan Lewis
Morrison & Foerster
Nelson Mullins
Orrick Herrington
Outten & Golden
Patterson & Sheridan
Paul Weiss
Pepper Hamilton
Perkins Coie
Saul Ewing
Shearman & Sterling
Skadden
Sullivan & Cromwell
Taft Stettinius
Wilkinson Walsh
Williams & Connolly
WilmerHale

COMPANIES

AT&T Inc.
AbbVie Inc.
Adobe Systems Incorporated
Allergan PLC
Amalgamated Transit Union
American Civil Liberties Union
American Enterprise Institute
American Immigration Council
Amgen Inc.
Amneal Pharmaceuticals LLC
Apple Inc.
AstraZeneca
Bayer AG
Biogen Inc.
Boehringer Ingelheim
Bristol-Myers Squibb Co.
Celgene Corp.
Citizens for Responsibility and Ethics in Washington
Crown Castle International Corp.
DISH Network Corporation
Deutsche Bank AG
Dropbox Inc.
Eli Lilly and Co.
Enova International Inc.
ExteNet Systems Inc.
Facebook
FedEx Corp.
Genentech Inc.
Gilead Sciences Inc.
GlaxoSmithKline
Hewlett Packard Enterprise Co.
Hobby Lobby Stores
Intel Corp.

A trial court wrongly declined to toss a bid from a litigation support company to depose a former employee against whom it may bring defamation claims, because a state free speech law exists to weed out exactly this type of action, the employee's counsel told a Texas appellate court Tuesday. [Read full article »](#)

Texas Bill Would Stop Local Employment, Benefit Policies

Texas lawmakers introduced a bill on Tuesday that would prohibit local governments from creating and enforcing employment policies that go beyond what's required by federal and state law, such as the paid sick leave ordinance passed by the city of Austin in 2018. [Read full article »](#)

Republicans Float Bill To Nix Congressional Pensions

Two GOP lawmakers announced Tuesday they have floated a piece of proposed legislation in the U.S. Senate that would bring an end to members of Congress being able to get pensions funded by taxpayers. [Read full article »](#)

COMPETITION

Top Dems Urge Regulators To Kill Sprint, T-Mobile Merger

A group of top Senate Democrats fired off letters to the Federal Communications Commission and the U.S. Department of Justice Tuesday urging them to reject T-Mobile's proposed \$26 billion pick-up of Sprint Corp., asserting the merger will be a sharp blow to competition in the wireless industry. [Read full article »](#)

CYBERSECURITY & PRIVACY

Gov't Use Of Foreign VPNs Poses Security Risk, Sens. Say

Two senators have urged the U.S. Department of Homeland Security to consider prohibiting the use of foreign-made virtual private network apps on federal government devices, expressing concerns about the potential for infiltration and surveillance. [Read full article »](#)

AEROSPACE & DEFENSE

Sen. Inhofe Predicts Shanahan Won't Permanently Lead DOD

Senate Armed Services Committee Chairman Jim Inhofe, R-Okla., said Tuesday he believed President Donald Trump would soon nominate a permanent defense secretary but that it was unlikely to be acting Secretary Patrick Shanahan, suggesting Shanahan lacked "humility." [Read full article »](#)

INTERNATIONAL TRADE

Trump Floats China Deadline Extension As Retailers Brace

President Donald Trump on Tuesday said he may give China more time to avoid a tariff increase on March 1, again changing course as import-heavy sectors such as retail gird themselves for a potential hit in the coming weeks. [Read full article »](#)

TAX

Analysis

Proposed Opportunity Zone Regs Hazy On Marijuana Projects

Investors in marijuana businesses are eager to capitalize on the generous tax benefits provided by opportunity zones, but recently proposed IRS rules are unclear on whether marijuana-related projects are barred from the program, making them a potentially risky proposition. [Read full article »](#)

Trump Won't Back Cuomo Bid To Change SALT Deduction Cap

Hopes of persuading President Donald Trump to reconsider his support of the \$10,000 cap on state and local tax deductions were dashed Tuesday, as

[International Business Machines Corp.](#)

[Johnson & Johnson](#)

[Kaspersky Lab Ltd.](#)

[Kraft Foods Inc.](#)

[LendingClub Corp.](#)

[LexisNexis Group](#)

[Lincoln National Corp.](#)

[Merck & Co Inc.](#)

[Microsoft Corporation](#)

[National Congress of American Indians](#)

[National Retail Federation Inc.](#)

[NetApp, Inc.](#)

[New York Times Co.](#)

[Novartis AG](#)

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[U.S. Legal Support Inc.](#)

[Uber Technologies Inc.](#)

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[United States Steel Corp.](#)

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GOVERNMENT AGENCIES

[Agua Caliente Band of Cahuilla Indians](#)

[Bureau of Citizenship and Immigration Services](#)

[Bureau of Land Management](#)

[California Natural Resources Agency](#)

New York Gov. Andrew Cuomo returned empty-handed from an afternoon meeting at the White House. [Read full article »](#)

IMMIGRATION

Gov't Hit With \$36M Damages Claims Over Family Separation

Six asylum seekers and their children want the federal government to pay \$6 million per family, for a total of \$36 million, in damages for the emotional distress they experienced as a result of the Trump administration's policy to separate families at the southwestern border, according to their attorneys. [Read full article »](#)

UN Experts Ask 6th Circ. To Redo Iraqi Deportation Ruling

Current and former United Nations experts on torture have urged the Sixth Circuit to reconsider a panel decision restricting noncitizens' ability to challenge their immigration detention and removal orders in federal court, saying that the panel's disregard for a key principle may have far-reaching consequences for individuals facing deportation. [Read full article »](#)

DOL Does Not Have H-2B Rulemaking Power, 4th Circ. Told

Industry groups told the Fourth Circuit on Tuesday that the U.S. Department of Labor does not have rulemaking power, and asked the appellate court to revive their challenge to a set of agency rules that regulate the H-2B visa program allowing U.S. employers to hire noncitizens for temporary, nonagricultural work. [Read full article »](#)

NATIVE AMERICAN

NCAI Prez Slams Gov't Over Shutdown, Climate Change

The president of the National Congress of American Indians decried "the politics of racism and fear," saying the Trump administration and Congress let partisan wrangling lead to the recent federal shutdown and haven't done enough to tackle the effects of climate change. [Read full article »](#)

Calif. Tribe Urges 9th Circ. To Rethink County Tax Ruling

The Agua Caliente Band of Cahuilla Indians has urged the full Ninth Circuit to review a January panel decision affirming that a California county can tax leased tribal trust lands on the tribe's reservation, saying the panel wrongly determined that the dispute had been dealt with in an earlier ruling. [Read full article »](#)

TELECOMMUNICATIONS

Analysis

DC Circ. Lifeline Ruling Rebukes FCC's Infrastructure Focus

The Federal Communications Commission recently took a blow when the D.C. Circuit rebuked its attempt to limit how subsidies are awarded under the Lifeline program to boost funding for traditional facilities-based wireless carriers, drawing a line in the sand for how far the agency can go to encourage infrastructure build-out. [Read full article »](#)

Satellite Cos. Urge FCC To Expand Mobile Broadband Tech

Several satellite operators told the Federal Communications Commission in comments posted Tuesday that it should proceed with a proposed plan to expand broadband on the go by increasing spectrum access for satellite receivers on moving vehicles, a technology known as "earth stations in motion." [Read full article »](#)

EXPERT ANALYSIS

Big Change For Witness Privilege In House Investigations

New rules in the U.S. House of Representatives drastically increase committees' investigative power by allowing staff to conduct depositions without members present and making it considerably easier for committees

California State Transportation Agency

Chickasaw Nation

Consumer Financial Protection Bureau

Equal Employment Opportunity Commission

European Union

Federal Bureau of Investigation

Federal Communications Commission

Federal Trade Commission

Food and Drug Administration

Government Accountability Office

Ho-Chunk Nation

Indian Health Service

Internal Revenue Service

International Trade Commission

Mashpee Wampanoag Tribe

NATO

National Labor Relations Board

New York Attorney General's Office

New York State Department of Transportation

Pueblo of Laguna of New Mexico

Texas Legislature

U.S. Commission on Civil Rights

U.S. Department of Defense

U.S. Department of Health and Human Services

U.S. Department of Homeland Security

U.S. Department of Justice

U.S. Department of Labor

U.S. Department of the Interior

U.S. Department of the Treasury

U.S. Environmental Protection Agency

U.S. House Committee on Energy and Commerce

U.S. House of Representatives

U.S. Immigration and Customs Enforcement

U.S. Patent and Trademark Office

U.S. Postal Service

U.S. Senate

U.S. Supreme Court

United Nations

United States Court of Appeals for the Third Circuit

Washington Legislature

to overrule privilege objections during depositions, say Sam Dewey and Llewelyn Engel of McDermott Will & Emery LLP. [Read full article »](#)

How Trump's Birth Control Rules Run Afoul Of The APA

Federal courts in California and Pennsylvania recently halted implementation of two Trump administration regulations that exempt employers from the Affordable Care Act's so-called contraceptive mandate, illuminating several strictures that the Administrative Procedure Act places on rule-making, says Steven Gordon of Holland & Knight LLP.

[Read full article »](#)

Another Reset Of NLRB's Independent Contractor Test

The National Labor Relations Board's recent decision that drivers for SuperShuttle are not employees reverts back to the common law test for determining independent contractor status and will have a wide-ranging impact on other gig economy companies, say Tracey Diamond and Susan Lessack of Pepper Hamilton LLP. [Read full article »](#)

Wash. Bill Would Further Complicate Privacy Landscape

The proposed Washington Privacy Act would not only have extraterritorial effect, but it is modeled largely on the EU's General Data Protection Regulation rather than the California Consumer Privacy Act, thus subjecting companies to multiple sets of similar but not coextensive requirements, say attorneys with Davis Wright Tremaine LLP. [Read full article »](#)

Opinion

For Now, Competitive Generic Therapy Exclusivity Is A Mirage

In 2017, Congress tried to solve the problem of high drug prices caused by inadequate generic competition, creating a new form of market exclusivity known as competitive generic therapy exclusivity. But the statute has an unintended loophole, say Sinchan Shah of Amneal Pharmaceuticals Pvt. Ltd., and Jaimin Shah and Steve Auten of Taft Stettinius & Hollister LLP.

[Read full article »](#)

LEGAL INDUSTRY

Jones Day Has Strongest US Law Firm Brand For 3rd Year

Jones Day is once again the most recognized law firm brand in the United States, a distinction the firm has held for three consecutive years since unseating five-year leader Skadden in 2017, according to a study published Tuesday. [Read full article »](#)

Analysis

MoFo Probe Unlikely To Lift Cloud Over Fairfax

Absent an outright clearing of his name, an investigation at Morrison & Foerster into rape accusations brought against Virginia's lieutenant governor and current firm partner Justin Fairfax will likely not be enough to clear the air and allow him to continue at the firm, experts say. [Read full article »](#)

Feature

Waco's New Judge Primes District For Patent Growth

A former Bracewell LLP patent litigator who recently took the federal bench in Waco, Texas, has caused a major stir for the state's intellectual property bar, with some firms betting the new judge could grow the Western District of Texas into a patent hotbed that could rival the state's Eastern District.

[Read full article »](#)

Facebook, Uber Among Cos. Sowing Diversity In Legal Ranks

Amid growing calls for corporate legal departments and law firms to diversify their ranks, in-house counsel at seven tech companies are collaborating to create a summer internship program for women, underrepresented minorities and other first-year law students who are committed to improving diversity and inclusion. [Read full article »](#)

Ex-Demeo, Mintz Levin Partner Starts Boston Defense Firm

Former Demeo LLP and Mintz Levin Cohn Ferris Glovsky and Popeo PC partner Tracy A. Miner is striking out on her own after decades on the BigLaw scene, starting a boutique defense firm in Boston that she hopes will serve as an inspiration to women in the legal industry. [Read full article »](#)

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Date: Thursday, November 29, 2018 4:01:03 AM



PUBLIC POLICY

Thursday, November 29, 2018



TOP NEWS

Grassley Nixes Vote On Court Picks After Flake's Opposition

Facing likely failed votes due to opposition from Sen. Jeff Flake, R-Ariz., Senate Judiciary Committee Chairman Chuck Grassley called off votes for Ninth, Sixth, Fourth and Third Circuit nominees and more than a dozen trial court judges planned for Thursday. [Read full article »](#)

Pence Breaks Senate Tie To Advance Controversial Court Pick

The Senate advanced a nominee for a North Carolina federal trial court seat by a razor-thin margin on Wednesday with Vice President Mike Pence stepping in to break a 50-50 tie, but the nomination could still falter amid concerns about the candidate's record on voting rights and Senate wrangling over a bill to protect Special Counsel Robert Mueller's investigation. [Read full article »](#)

DC Courts Unveil New Anti-Harassment Measures

The D.C. Circuit Judicial Council has adopted new recommendations, some of which the court has already implemented, to improve the way the court handles workplace misconduct and sexual harassment, D.C.'s Chief U.S. Circuit Judge Merrick B. Garland and Chief U.S. District Judge Beryl A. Howell announced Wednesday. [Read full article »](#)

Trump Judicial Pick From Kutak Rock Defends Abortion Views

President Donald Trump's BigLaw nominee for a Nebraska federal judgeship pushed back on criticisms of his past statements on abortion at his nomination hearing Wednesday, saying he would be able to put aside criticisms of Roe v. Wade and rule as an impartial judge. [Read full article »](#)

Analysis

IRS Rules Threaten Broad Reach For Interest Deduction Cap

A limitation that U.S. lawmakers placed on business' ability to write off interest paid on loans may become even more restrictive under an expanded definition of interest recently proposed by the U.S. Department of the Treasury. [Read full article »](#)

Pelosi Wins Dems' Speaker Nod, Sets Up Battle With Trump

Democrats nominated longtime leader Rep. Nancy Pelosi, D-Calif., to take over the speaker's gavel in January, setting her up to lead a House of Representatives that may frequently clash with President Donald Trump on government spending and oversight. [Read full article »](#)

BANKING & SECURITIES

FDIC Eyeing Changes To Bank Unit Resolution Planning Rule

The head of the Federal Deposit Insurance Corp. said Wednesday that her agency expects to propose "significant changes" to its resolution planning requirements for insured bank subsidiaries and that no one will need to submit these plans until the revisions are finished. [Read full article »](#)

Singapore, China Regulators Forge Stronger Financial Links



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Desmarais LLP
Drinker Biddle
Duane Morris
Epstein Becker Green
Epstein Law Firm
Eversheds Sutherland
Fenwick & West
Fish & Richardson
Fried Frank
Gibson Dunn
Hobbie Corrigan
Holland & Knight
Holwell Shuster
Kaplan Hecker
Kirkland & Ellis
Knobbe Martens
Kutak Rock
Lawyers' Committee for Civil Rights
Lewis Baach
Lowenstein Sandler
Mayer Brown
McDermott Will
Milbank Tweed
Mitchell Silberberg
Morris Nichols
Munger Tolles
Nossaman LLP

The Monetary Authority of Singapore and Shanghai Municipal Financial Regulatory Bureau said Tuesday that they have identified key areas in which to increase financial cooperation between the country and the sovereign city-state, including financing the Belt and Road Initiative projects. [Read full article »](#)

ENERGY & ENVIRONMENTAL

Acting EPA Head Slams Climate Change Report

The U.S. Environmental Protection Agency's acting leader on Wednesday veered away from President Donald Trump's recent remarks expressing skepticism about climate change, but also criticized a federal report on the issue as unnecessarily alarmist. [Read full article »](#)

MEDIA & ENTERTAINMENT

Fla. Appeals Court Allows Newspaper Access To Warrants

A Florida appeals court handed The Palm Beach Post a win Wednesday when it affirmed a decision making public information that was previously redacted from search warrants, ruling that the state had failed to show that hiding surveillance techniques from the public was a compelling governmental interest. [Read full article »](#)

Judge To Weigh Bid To Boot DraftKings, FanDuel From NY

A New York judge has agreed to consider a request by gambling opponents to shut down daily fantasy sports sites like DraftKings and FanDuel operating in the Empire State after a ruling earlier this year found such contests are a form of gambling prohibited by the state constitution. [Read full article »](#)

TRANSPORTATION & INFRASTRUCTURE

Miami Court Ruling Could Upend Red-Light Camera Programs

A decision by a Miami-Dade County judge could throw another twist into a long-running battle over the use of red-light cameras in Florida, as the court found that differences among various municipalities' ordinances violate the state legislature's intent for uniform traffic laws. [Read full article »](#)

EMPLOYMENT

Biz Group Sues Calif., Calling Workplace Law 'Extortion' Tool

A recently created business group sued California in state court on Wednesday, alleging a lack of governmental oversight has turned the Golden State's Private Attorney General Act — conceived to fix workplace wrongs — into an unconstitutional "tool of extortion" used by employees and their attorneys. [Read full article »](#)

COMPETITION

Eli Lilly Wins Stay In Eagle Antitrust Suit Amid Patent Fight

A Delaware federal court has granted Eli Lilly and Co.'s request to stay an antitrust suit brought by Eagle Pharmaceuticals Inc., saying that waiting until a related patent infringement case is resolved would simplify things. [Read full article »](#)

PERSONAL INJURY

Late Notice Shouldn't Doom Fatal Crash Suit, NJ Justices Told

A widow whose husband and daughter were killed in a car crash on the New Jersey Turnpike urged the state Supreme Court to reinstate her negligence lawsuit against a state agency, arguing Wednesday that her previous lawyer's late notice of the claim constituted extraordinary circumstances. [Read full article »](#)

O'Connell & Aronowitz

O'Melveny & Myers

Ogletree Deakins

Orrick Herrington

Paul Hastings

Paul Weiss

Perkins Coie

Proskauer Rose

Quinn Emanuel

Reed Smith

Resources Law Group

Richards Layton

Sidley Austin

Skadden

Stoel Rives

Varnum LLP

Williams & Connolly

Willkie Farr

COMPANIES

American Arbitration Association

American Bar Association

BKD LLP

Bank of China Ltd.

Bates White

Cable News Network Inc.

Central American Solidarity Association

Charter Communications Inc.

Clearing House Payments Co. LLC

Clovis Oncology Inc.

Consumer Reports

Deutsche Bank AG

DraftKings Inc.

Eagle Pharmaceuticals Inc.

Electronic Frontier Foundation

Eli Lilly and Co.

FanDuel Inc.

General Motors

Google Inc.

Human Rights Campaign

Iconix Brand Group, Inc.

Industrial Alliance Insurance & Financial Services

MasterCard Inc.

Microsoft Corporation

New Jersey Association for Justice

New York Times Co.

Northern Mariana Islands Retirement Fund

R.J. Reynolds Tobacco Co. Inc.

ROC Nation LLC

Singapore Exchange Ltd.

INTERNATIONAL TRADE

USTR Hints At New Tariffs On Chinese Cars Ahead Of G20

U.S. Trade Representative Robert Lighthizer raised the specter of new tariffs on Chinese cars on Wednesday, adding a new layer of intrigue to President Donald Trump's scheduled summit with Chinese President Xi Jinping at G20 this week. [Read full article »](#)

EU Set To Harmonize Safeguard Duty Rules In Trade Deals

European Union leaders on Wednesday struck a deal to rewrite the trading bloc's rules covering the imposition of safeguard tariffs when faced with a sudden import flood from a trade agreement partner, replacing its patchwork of rules with a unified process for future accords. [Read full article »](#)

WTO Says Global Trade Will Slow In Months To Come

Global trade growth is expected to weaken further in the next few months, with numbers approaching the lowest point recorded since the European debt crisis, the World Trade Organization has announced. [Read full article »](#)

TAX

Proposed Foreign Tax Credit Rules Exclude GILTI Relief

Proposed regulations released by the U.S. Department of the Treasury on Wednesday largely denied taxpayer requests for an exemption to foreign tax credit limitations sought as a way to reduce global intangible low-taxed income liabilities. [Read full article »](#)

House To Vote On Year-End Tax Deal

The House Committee on Rules voted late Wednesday to have the full U.S. House of Representatives consider a year-end tax deal that would restructure parts of the Internal Revenue Service and make corrections to last year's tax overhaul. [Read full article »](#)

BANKRUPTCY

Puerto Rico OKs New Policyholder Protections Post-Maria

Citing problems with insurers' handling of claims following the devastation of Hurricane Maria last year, the governor of Puerto Rico on Tuesday signed into law six bills designed to expand coverage options for the island's policyholders and expedite payments following disasters. [Read full article »](#)

IMMIGRATION

Senate Committee Freezes Confirmation Vote On ICE Nominee

The U.S. Senate Homeland Security Committee on Wednesday delayed a vote on confirming the potential new head of U.S. Immigration and Customs Enforcement after members of a union for the agency's workers raised concerns over the pick. [Read full article »](#)

HHS Watchdog Says Migrant Child Facility Isn't Vetting Staff

A Texas facility funded by the federal Office of Refugee Resettlement to care for unaccompanied migrant children does not conduct proper criminal background checks on its staff — a requirement waived in part by the agency's then-director days before the facility began operations, the Office of Inspector General has reported. [Read full article »](#)

Texas Court Tosses Family Detention Center Rule Challenge

A Texas appellate court on Wednesday sided with the Texas Department of Family and Protective Services in a lawsuit by several individuals challenging the licensing of detention centers for immigrants and their minor children, holding that the individuals lacked standing to bring the suit. [Read full article »](#)

Challenge To Ending Of El Salvador Protected Status Survives

Spectrum Management Holding Co.

Tax Foundation

Theranos Inc.

Twitter Inc.

Walgreen Co.

Washington Lawyers' Committee for Civil Rights and Urban Affairs

Washington Post Co.

Weyerhaeuser Co.

GOVERNMENT AGENCIES

Administration for Children and Families

California Department of Justice

California Environmental Protection Agency

California Supreme Court

Cherokee Nation

Congressional Budget Office

Consumer Financial Protection Bureau

Equal Employment Opportunity Commission

European Commission

European Union

Federal Bureau of Investigation

Federal Communications Commission

Federal Deposit Insurance Corp.

Federal Trade Commission

Financial Crimes Enforcement Network

Fish and Wildlife Service

Florida Attorney General's Office

Florida Supreme Court

Food and Drug Administration

Internal Revenue Service

Joint Committee on Taxation

Morongo Band of Mission Indians

New Jersey Supreme Court

New York Attorney General's Office

New York State Gaming Commission

Quinault Indian Nation

Securities and Exchange Commission

Texas Attorney General's Office

Texas Health and Human Services Commission

U.S. Attorney's Office

U.S. Customs and Border Protection

U.S. Department of Health and Human Services

A Maryland federal judge on Wednesday mostly preserved a lawsuit challenging the Trump administration's plans to terminate El Salvador's temporary protected status designation, nixing the suit's claim that the termination conflicts with federal immigration law while allowing constitutional claims that the administration's plans were motivated by racism to move forward. [Read full article »](#)

Baltimore Says Trump Targeted Immigrants On Benefits

The city of Baltimore accused the Trump administration of unlawfully attempting to bar noncitizens who use certain public welfare programs from obtaining immigration benefits, consequently discouraging them from seeking out that critical assistance altogether, according to a suit filed in Maryland federal court on Wednesday. [Read full article »](#)

NATIVE AMERICAN

Under Siege, Indian Child Welfare Act Gets Lawmakers' Praise

A group of U.S. legislators issued a bipartisan resolution Tuesday recognizing the 40th anniversary of the Indian Child Welfare Act as the law is on the ropes in two circuit courts over claims that it is unconstitutional. [Read full article »](#)

TELECOMMUNICATIONS

O'Rielly Lauds W.Va. Gov.'s Plan To End 911 Fee Diversion

Federal Communications Commissioner Michael O'Rielly wrote a letter Wednesday to West Virginia Gov. Jim Justice in support of his plan to eliminate 911 fee diversion, saying the legislation should ensure the state puts the funds to their proper use. [Read full article »](#)

WHITE COLLAR

Feds Say Tough FCPA Actions Continue Despite Declinations

Federal agencies plan to keep taking tough anti-bribery actions despite the U.S. Justice Department's recent decision to forgo cases when companies reveal the misconduct and take steps to remediate it, regulators said Wednesday. [Read full article »](#)

Chicago Pol Forgoes Plea Deal In Bribery Case, Opts For Trial

Chicago Alderman Willie Cochran is set for a June trial on federal corruption charges that include bribery and extortion after he cited "broken down" plea negotiations during a Wednesday hearing. [Read full article »](#)

EXPERT ANALYSIS

The Future Of LGBT Protections: Will High Court Weigh In?

The U.S. Supreme Court will soon decide on three pending petitions for certiorari involving questions of sexual orientation and transgender status as a subset of unlawful "sex" discrimination. Allison Oasis Kahn of Carlton Fields examines how the court's involvement could affect the administration's push to narrow LGBTQ protections. [Read full article »](#)

High Court's Frog Decision May Limit ESA Determinations

Two holdings from the U.S. Supreme Court's opinion in *Weyerhaeuser v. U.S. Fish and Wildlife Service* Tuesday are likely to limit the service's interpretation of its authorities and provide the regulated community with the ability to challenge critical habitat designations under the Endangered Species Act, say Paul Weiland and Svend Brandt-Erichsen of Nossaman LLP. [Read full article »](#)

What We Heard At The FTC Hearings: Days 12 And 13

The seventh hearing in the Federal Trade Commission's series on competition in the 21st century addressed artificial intelligence and algorithmic decision-making. Attorneys with Perkins Coie LLP offer some

[U.S. Department of Homeland Security](#)
[U.S. Department of Justice](#)
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[U.S. Environmental Protection Agency](#)
[U.S. House of Representatives](#)
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key takeaways. [Read full article »](#)

HHS OIG Opinion Raises Questions On Free Drug Offers

A recent advisory opinion from the Office of the Inspector General for the U.S. Department of Health and Human Services — responding to a proposal to provide hospitals with a free specialty drug — took a striking deviation from the traditional advisory opinion process, say Jeffrey Mittleman and Andrew Namkung of Holland & Knight LLP. [Read full article »](#)

LEGAL INDUSTRY

After Kirkland, Sidley Arbitration Flip, Group Eyes DLA Piper

After pressuring Kirkland & Ellis LLP and Sidley Austin LLP to reverse arbitration policies covering employment disputes, a group of Harvard law students on Wednesday urged peers to "dump" DLA Piper until the firm promises to stop using so-called coercive contracts. [Read full article »](#)

Boies Debuts Management Committee In Succession Plan

Boies Schiller Flexner LLP will establish a new management committee to assume day-to-day responsibilities of operations as part of a long-term plan to transfer leadership of the litigation firm from its founders to the next generation, the firm told its partners on Tuesday. [Read full article »](#)

Sidley Austin Reveals Bonuses, Knobbe Martens Ups Salaries

Sidley Austin LLP announced its bonus scale for associates and Knobbe Martens said it would increase its salary structure for associates this week, according to memos from the firms obtained by Above The Law. [Read full article »](#)

Fried Frank Revamps Paid Parental, Family Leave For 2019

Fried Frank Harris Shriver & Jacobson LLP on Wednesday announced changes to its paid parental and family leave policies for its U.S. employees in 2019, including 12 weeks of paid leave for new parents and 10 weeks of paid family leave per year. [Read full article »](#)

Supreme Court Pro Jumps From Gibson Dunn To Mayer Brown

Veteran U.S. Supreme Court attorney Nicole Saharsky has left Gibson Dunn & Crutcher LLP after roughly one year to join Mayer Brown LLP, saying she came to see the new firm as a "better fit" for developing a career in private practice following a decade at the Office of the Solicitor General. [Read full article »](#)

Ex-O'Melveny, Mayer Attys Tapped For Calif. Appeals Court

California Gov. Jerry Brown has nominated four Democrats to preside over appeals courts across the state in his latest round of appointments, including a former O'Melveny & Myers LLP partner and an ex-Mayer Brown LLP attorney who are currently presiding over trial courts in Los Angeles. [Read full article »](#)

Jay-Z Slams Arbitration Group's Lack Of Diversity In IP Row

Music mogul Jay-Z called out the American Arbitration Association on Wednesday for lacking diversity among its arbitrators, arguing in a New York state court filing that the organization has so few African-American arbitrators he can't get a fair adjudication of his intellectual property dispute with Iconix Brand Group Inc. [Read full article »](#)

ABA Says Attys Can Steer Clients To Funding Cos. They Own

The American Bar Association has issued a new formal opinion that says attorneys can refer clients to a financing company to cover their fees even if the lawyer has a stake in it, though they must advise clients to get independent advice before agreeing to the loan. [Read full article »](#)

Law Firm Leaders: Lewis Baach's Eric Lewis

During a recent interview with Law360, Lewis Baach Kaufmann Middlemiss PLLC senior partner Eric Lewis reminisced about lunches he shared with U.S. Supreme Court Justices William Brennan and Thurgood Marshall in the 1980s and reflected on how the legal industry has changed since then, both for the better and the worse. [Read full article »](#)

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AEF is 100% volunteer-led and community-funded by generous individuals like you. AEF awards grants totaling more than \$100,000 a year to Arlington Public Schools.

Can we count on your support this December to keep AEF going strong?



This year AEF is celebrating over 25 years of community-supported grant making for teachers and students in the Arlington public schools - from preschool through high school! This fall AEF awarded over \$22,000 in grants, including:

- Building Culturally Responsive Skills for Engaging All Students, teachers, administrators and staff district-wide will receive professional development about the complex issues raised by race and racism and their impact on student engagement and achievement
- AHS Wellness Day 2018 and 2019, an annual all-day event focused on mental health and self-care for high school students and staff
- Storytelling Residency and Curriculum, a storytelling residency at Thompson school will explore genres and forms of storytelling to teach public speaking, specific curricular content, and the art of storytelling
- Mobile and Flexible Digital Investigating, mobile digital probes will allow high school science students to conduct experiments and capture data

outside of the classroom

- Hands-on, Nurturing Experience in Middle School General Music, flexible seating will allow Ottoson students to actively engage in music lessons
- Diversify and Innovate Stratton Library, culturally diverse books and related exploration stations will expand student learning for all Stratton students
- STEAM for Second Grade, Dallin students will explore engineering and design concepts with hands-on building sets
- Professional Collaboration Swivl for Student Discussion and Perspective Taking, videos of student literature circles at Gibbs School will guide the teaching of discussion techniques that incorporate various perspectives
- One Book, One School, all Brackett students will learn and connect as a community through the shared experience of reading the same book.

Please [make your donation](#) by December 31st and help support future innovative projects in Arlington's public schools.



With gratitude and warmest wishes for the New Year,

Ann Pirone
AEF Board President



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The Arlington Education Foundation works to support and advance public education in Arlington, Massachusetts. We fund system wide initiatives and creative new projects to enhance the educational experiences of Arlington's teachers and students.

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Law360 Access to Justice



Access to Justice



Hard Decisions Loom In Lane-Duck Push For Sentencing Reform

A long-simmering struggle over whether and how to reform not only the federal prison system but also sentencing laws could boil up into a major conflict this month in Congress.

[Read full article](#)

5 Criminal Justice Reforms To Watch On Election Day

Should a nonunanimous jury be capable of sentencing a defendant to life in prison? Should the repeal of a criminal law be retroactive? Here, Law360 looks at those ballot questions and other proposed criminal justice reforms going before voters on Tuesday.

[Read full article](#)

Murder Case Puts Vulnerability Of Court Records On Display

What if, while sitting on death row, you had a chance to overturn your conviction by arguing the jury was not properly instructed, but the exact wording of those instructions had been lost to time?

[Read full article](#)

NY Plan To Police Prosecutors Enters Uncharted Territory

New York is turning heads with a first-of-its-kind commission tasked with investigating prosecutorial misconduct. All eyes are on the Empire State to see if the watchdog will survive a lawsuit by district attorneys and, if so, become an effective check on the justice system.

[Read full article](#)

Kavanaugh's Approach To Access Depends On Whom You Ask

Where the U.S. Supreme Court's newest justice might land on important access to justice cases received little attention during his confirmation. Here, Law360 looks at Justice Brett Kavanaugh's track record when it comes to ensuring court access for the masses.

[Read full article](#)

Justices' Doubts In Google Row Fuel Legal Aid Worries

The U.S. Supreme Court's look at a class action settlement with Google could rock the world of legal aid funding, and while that possibility went largely

Monday, November 5, 2018

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Cooper & Kirk
Covington & Burling
Cozen O'Connor
DLA Piper
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Fox Rothschild
Fried Frank
Gibson Dunn
Greenberg Traurig
Hogan Lovells
Holland & Knight
K&L Gates
Kelley Drye
Kellogg Hansen
Kirkland & Ellis
Latham & Watkins
Lowenstein Sandler
Mayer Brown
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Morgan Lewis
Nelson Mullins
Patterson Belknap
Paul Hastings
Perkins Coie
Quinn Emanuel
Ropes & Gray
Seyfarth Shaw
Sidley Austin
Skadden
Snell & Wilmer
Squire Patton Boggs

undiscussed during recent oral arguments, the justices' skepticism of payouts from such deals to charities raises concerns for legal aid providers.

[Read full article](#)

In Benefits Suit, Veteran Seeks Rare Class Action Status

For decades, a quirk of America's legal system has blocked veterans from banding together in class action lawsuits over benefits. But after a string of recent court rulings leveled that hurdle, a newly proposed class suit is challenging the denial of medical reimbursements to veterans under a controversial new rule.

[Read full article](#)

Unjust Prison Term Drives Golf Course Artist's Reform Mission

It would be easy for Valentino Dixon to harbor animosity and anger after being wrongly imprisoned for 27 years. But instead he wants to take that experience and use it to teach society about the abuses of the prison system and sentencing reform.

[Read full article](#)

All Access

Greenberg Traurig's Adam Siegler On Legal Aid For Veterans

Greenberg Traurig partner Adam Siegler last year retired from active military service with the rank of colonel and more than two decades working as a judge advocate in the military legal system. His work with armed forces members and veterans, however, is far from over.

[Read full article](#)

Perspectives

How BigLaw Pro Bono Pros Can Promote Access To Justice

Allegra Nethery, president of the Association of Pro Bono Counsel, discusses opportunities for large law firms to make a difference.

[Read full article](#)

Perspectives

Aggressive Stops And Frisks Won't Make Chicago Safer

In a recent speech before the International Association of Chiefs of Police, President Donald Trump called for aggressive stop-and-frisk practices in Chicago to reduce violent crime. Beyond the negative consequences of this approach, data supporting its effectiveness is extremely sparse, say Dr. Tara Lai Quinlan and Northeastern University School of Law professor Deborah Ramirez.

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Greater Boston Legal
Services

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Los Angeles County Bar
Association

Massachusetts Bar
Association

Methodist Hospital System

NAACP Legal Defense and
Educational Fund Inc.

National Consumer Law
Center

National Veterans Legal
Services Program

New York Legal Assistance
Group Inc.

Northeastern University

PG&E Corporation

Royal Philips NV

Skechers USA Inc.

Spokeo Inc.

Texas Public Policy
Foundation

Twitter Inc.

U.S. Chamber of
Commerce

WeWork LLC

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Commission

Central Intelligence Agency

Delaware Court of
Chancery

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Federal Election
Commission

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Management Agency

Internal Revenue Service

Legal Services Corp.

Massachusetts Supreme
Judicial Court

National Archives and
Records Administration

National Labor Relations
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Thursday, November 1, 2018



TOP NEWS

Harvard Expert Testifies Racial Bias Can't Be Ruled Out

Harvard University's star expert witness faced a spirited cross-examination Wednesday by an attorney for the group suing the Ivy League school over its affirmative action admissions policies, and acknowledged that he cannot rule out a racial bias in one of Harvard's admissions ratings being the reason Asian-Americans receive lower scores. [Read full article »](#)

Labaton Threatens Fight If State St. Fee Deal Is Rejected

Labaton Sucharow LLP told a Massachusetts federal judge Tuesday to approve its proposed resolution to the bitter State Street settlement fee fight or said the law firm would revert to its earlier position objecting to a special master's report and pursue further litigation. [Read full article »](#)

19 States Urge DC Circ. To Block Military Transgender Ban

Nineteen states and the District of Columbia have urged the D.C. Circuit not to lift an injunction against a Trump administration policy that would ban many transgender people from military service, arguing the policy is both "irrational" and unconstitutional. [Read full article »](#)

POLICY & REGULATION

DOL Seeks To Quash States' Association Health Plan Suit

The U.S. Department of Labor on Tuesday asked a Washington, D.C., federal judge to dismiss a lawsuit challenging the agency's association health plan rule, telling the judge the states that sued over the rule do not have standing to challenge the measure. [Read full article »](#)

ENFORCEMENT

Atty-CEO Charged In \$84M Haitian Port Bribery Plot

Federal prosecutors have charged an attorney who heads a Haitian development and reconstruction company with violating the Foreign Corrupt Practices Act, alleging he took part in a scheme to bribe Haitian officials to smooth the way for an \$84 million port project. [Read full article »](#)

LITIGATION

Boston Says Opioid Suit Is Purely A State Law Matter

The city of Boston has asked a Massachusetts federal court to move its suit against opioid manufacturers and distributors back to state court, arguing there are no questions of federal law at play. [Read full article »](#)

Real Estate Firm Fights For Control Of Ex-Exec's Jet

A California real estate firm whose owner was recently charged with money



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Latham & Watkins
Lief Cabraser
Mirick O'Connell
Morgan Lewis
Motley Rice
Nixon Peabody
O'Melveny & Myers
Pierce Atwood
Polsinelli
Quinn Emanuel
Ropes & Gray
Selendy & Gay
Taylor English
Thornton Law Firm LLP
Vladeck Raskin
Williams & Connolly
WilmerHale

COMPANIES

Adidas AG
Altera Corporation

laundering sought to intervene Wednesday in a dispute over an airplane owned by a former company executive, an attorney who the firm says fraudulently acquired the jet by using company money. [Read full article »](#)

LEGAL INDUSTRY

Quinn Emanuel Says Partnership Pact Row Must Be Arbitrated

Quinn Emanuel Urquhart & Sullivan LLP told a New York state judge Wednesday that the litigators who left to launch Selendy & Gay PLLC cannot renege on their obligation to arbitrate a contentious dispute over a clause in their partnership agreement requiring them to remit a portion of fees to their old firm. [Read full article »](#)

Polsinelli Namesake To Retire 46 Years After Founding Firm

Polsinelli PC namesake James "Jim" Polsinelli on Wednesday announced his plans to retire, almost 50 years after founding the law firm in Kansas City, Missouri, as a 28-year-old lawyer. [Read full article »](#)

Dentons Faces Possible Discipline Over Pregnancy Bias Claim

Dentons on Wednesday revealed it could face professional discipline in the U.K. over allegations it discriminated against a staff member who took maternity leave, adding it is "disappointed" attorney regulators who launched an investigation this spring are considering further action. [Read full article »](#)

Baker McKenzie Appoints New North America Regional Chair

Baker McKenzie has selected a Washington, D.C.-based tax practice veteran to serve as its North America regional chair and elevated a Dallas-based North America international commercial practice stalwart to its executive committee, the firm announced Tuesday. [Read full article »](#)

Fed. Courts Lack Consensus On Magistrates' Role

The role magistrate judges play in federal district courts varies greatly from district to district, and analysts and legal scholars should dedicate more attention to the ways magistrates shape the district courts, according to a recent academic study. [Read full article »](#)

Law Firm Leaders: Taylor English's Kirk Hancock

Kirk Hancock spoke to Law360 about his new role as chief executive officer of Atlanta's Taylor English Duma LLP and why being a nonlawyer gives him a unique perspective on the challenges facing the legal industry. [Read full article »](#)

The Top In-House Hires Of October

Xerox Corp. tapped a former deputy counsel at Icahn Enterprises LP as its next general counsel, and the NHL's Pittsburgh Penguins picked a former chief of staff for Pittsburgh Mayor William Peduto to be the team's new legal boss. Here, Law360 looks at these and some of the other top in-house hires and promotions of October. [Read full article »](#)

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Google Inc.
Icahn Enterprises LP
Illinois State Bar Association
Intuit Inc.
Johnson & Johnson
LinkedIn Corp.
Mallinckrodt PLC
McKesson Corp.
NAACP Legal Defense and Educational Fund Inc.
National Center for Lesbian Rights
National Hockey League
Peoples Natural Gas Co. LLC
Pittsburgh Penguins
Purdue Pharma LP
SoftBank Group Corp.
State Street Corp.
Teva Pharmaceutical Industries Limited
UMB Financial Corporation
Walgreen Co.
Walgreens Boots Alliance Inc.
WeWork LLC
Xerox Corporation
Yahoo! Inc.

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Letter from the Publisher

Tuesday, October 30, 2018



TOP NEWS

Harvard Students, Alumni Testify Race Matters In Admissions

A diverse group of Harvard students and alumni took center stage Monday in the closely watched affirmative action trial, telling a federal judge how their ethnicity shaped their time at Harvard and discouraging the elimination of a race-conscious admissions policy at the Ivy League school.

[Read full article »](#)

Ex-Coach Looks To Escape Gymnast's Abuse Class Action

A former elite gymnastics coach has asked a Massachusetts federal court to dismiss claims he sexually molested a teenager he was training for the 1980 Olympics, arguing that the statute of limitations on the alleged acts has expired. [Read full article »](#)

Enviro Exec Wins \$1M In Mass. Court Flip For Lost Bonus

A Massachusetts appeals court on Monday reinstated a \$1 million jury verdict for an executive at an environmental remediation company after he was stiffed on bonus payments promised for his work soliciting investors during a round of recapitalization, reversing a lower court ruling.

[Read full article »](#)

LITIGATION

Boston Police Want 'Duck Tour' License Suit Tossed

Boston Police Department brass asked a federal judge Monday to toss a businessman's latest suit seeking a license for a "duck tour" company, saying he had failed to allege that the defendant agencies broke any city laws. [Read full article »](#)

Electricity Reseller Fights To Keep Antitrust Suit Alive

A small electricity reseller is pressing ahead with a proposed class action antitrust suit in the face of a motion to dismiss from both Eversource Energy and Avangrid Inc., saying in a filing Friday it properly alleged that the New England energy giants exploited a lack of regulation to artificially drive up wholesale power prices. [Read full article »](#)

Doc Must Get Share Of \$3B GSK Settlement, NJ Court Says

A New Jersey state appeals court on Monday revived a doctor's suit alleging he was cut out of his share of a \$3 billion settlement over GlaxoSmithKline PLC's marketing kickback scheme, ruling that a lower court misconstrued the confidentiality provision in his deal with four former GSK employees who also sued the pharmaceutical giant. [Read full article »](#)

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Kreindler & Kreindler
Latham & Watkins
Lawyers' Committee for Civil Rights
Levin Sedran
McKool Smith
Paul Weiss
Reichman Jorgensen
Ropes & Gray
Stoel Rives
Stone & Magnanini
Sugarman Rogers
Sullivan & Cromwell

Prospects For Tax Policy In A Divided Post-Election Congress

The outcome of next week's election remains uncertain, but it is possible to predict some of the policy changes and legislative initiatives likely to arise during lame duck and 116th congressional sessions if Democrats regain a majority in the House of Representatives, say Evan Migdail and Melissa Gierach at DLA Piper LLP. [Read full article »](#)

Q&A

Wendy Olson Talks Twin Falls, Tribes, Private Practice

Former U.S. Attorney for the District of Idaho Wendy Olson discusses her decades of experience prosecuting white collar crimes and civil rights violations, her work and challenges as U.S. attorney, and her move to private practice. [Read full article »](#)

LEGAL INDUSTRY

For Small Firms, Big Benefits Are Weapons In Talent War

Competition is stiff among the nation's top law firms for cream of the crop associates, and while it may seem that large law firms have a stranglehold on the market for talent, small firms are stepping up with exceptional pay and benefits aimed at roping in the best of the best. [Read full article »](#)

Gordon Dadds, Ince Joining To Form UK's Biggest Listed Firm

The United Kingdom-based Gordon Dadds Group PLC has agreed to an estimated £34 million (\$43.5 million) acquisition of Ince & Co. International LLP, a tie-up expected to create the region's largest publicly listed law firm by revenue, according to a press release Monday. [Read full article »](#)

Legal Tech Download: Automated Invoice Review And Pricing

The world of legal technology is evolving quickly, with new products coming to market in rapid succession. Here, Law360 takes a look at seven recent developments. [Read full article »](#)

Interview

15 Minutes With Kickstarter's General Counsel

Earlier this year, Chris Mitchell took on his third general counsel role when he started working at Kickstarter, the public benefit corporation that maintains a global crowdfunding platform focused on creativity and merchandising. Here, he describes his nonlegal responsibilities and how he stays on top of security developments as companies of all sizes across industries face unprecedented challenges from cyberattacks.

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Neota Logic Inc.
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Sony Music Entertainment Inc.
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PUBLIC POLICY

Friday, June 7, 2019



TOP NEWS

House Dems Poised To Hold Trump Officials In Contempt

House Democrats are gearing up for a vote Tuesday to hold Attorney General William Barr and other key lieutenants of President Donald Trump in contempt for not complying with subpoenas, paving the way for court cases testing their power to haul top officials before Congress.

[Read full article »](#)

Analysis

The \$69 Billion Questions From The CVS-Aetna Judge

Across two days and six witnesses, the combative D.C. federal judge reviewing the U.S. Department of Justice deal clearing the CVS-Aetna merger asked many questions — some mundane, some probing — that shed light on what factors he'll consider before ruling on the \$69 billion tie-up. Here are some of the highlights.

[Read full article »](#)

Michael Flynn Fires Covington Team In FBI Obstruction Case

Ex-national security adviser Michael Flynn has fired his lawyers at Covington & Burling LLP who arranged his plea deal with former special counsel Robert Mueller on charges of lying to the FBI, according to a court motion filed Thursday.

[Read full article »](#)

Full FCC Votes To Greenlight Default Robocall Blocking

The full Federal Communications Commission voted Thursday to allow phone carriers to start automatically blocking both illegal robocalls and robocalls that carriers believe customers simply don't want, a change the FCC chairman called a "dramatic expansion" of current policy.

[Read full article »](#)

9th Circ. Kills Keystone XL Challenge In Light Of New Permit

The Ninth Circuit on Thursday tossed a consolidated case brought by environmental groups and Native American tribes looking to block construction of the Keystone XL pipeline, finding the action was rendered moot when President Donald Trump issued a new permit for the pipeline in March.

[Read full article »](#)

9th Circ. Judge Rips Trump's 'Broad' Birth Control Exemption

A Ninth Circuit judge on Thursday criticized the Trump administration's proposed rules that would exempt employers from providing access to birth control on religious or moral grounds, saying they constitute "a rather broad nullification of what Congress intended" and would let anybody avoid complying with the law.

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Greenberg Traurig
Haynes and Boone
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Keller Anderle
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Kramer Levin
Kutak Rock
Latham & Watkins
Law Offices of Stephan C. Volker
LibbyHoopes
Littler Mendelson
Lucas Magazine
Massey & Gail
McDermott Will

Analysis

Does The OCC's Sandbox Substitute Have A Fatal Flaw?

The Office of the Comptroller of the Currency has pitched a plan to create its own sandbox-like program for national banks and federal thrifts interested in testing out new products and services, but the program may be missing a key feature to entice industry participants to come play: regulatory relief.

[Read full article »](#)

Analysis

Action-Packed 'No Action' Letters: Nontransparent ETFs

A new kind of exchange-traded fund that was 10 years in the making crossed the finish line at the U.S. Securities and Exchange Commission last month, topping the list of "no-action" decisions handed down by financial regulators in May letters.

[Read full article »](#)

Feds Argue Wire Fraud Needs No Insider Trading Tweaks

Prosecutors urged the Second Circuit on Wednesday to uphold convictions for insider trading on information from the Centers for Medicare & Medicaid Services, saying it was fine to allege the scheme was a wire fraud without adding requirements from other insider trading cases.

[Read full article »](#)

ENERGY & ENVIRONMENTAL

Mont. Tells 9th Circ. Yellowstone Grizzly Delisting Was Sound

The U.S. Fish and Wildlife Service got it right when it found the Yellowstone grizzly had recovered and no longer needs Endangered Species Act protection, Montana told the Ninth Circuit Thursday, arguing a lower court shouldn't have upended that determination.

[Read full article »](#)

Feds, Copper Co. Slam Bids To Block Arizona Mine Project

The U.S. Forest Service and Rosemont Copper Co. urged a federal court Wednesday not to halt drilling and construction work for the company's Arizona mine project, saying Native American tribes and environmental groups haven't shown the need for an injunction.

[Read full article »](#)

Alston & Bird Snags Morgan Lewis Enviro Pro For SF Office

Alston & Bird LLP has continued to expand its California environmental practice with the hire of a former Morgan Lewis & Bockius partner who's experienced in Superfund, toxic tort and Clean Water Act litigation.

[Read full article »](#)

HEALTH & LIFE SCIENCES

FTC Seeks Clarity On New Rules For Health Info Access

The Federal Trade Commission said Thursday that a proposed U.S. Department of Health and Human Services rule to expand patient access to health information needs more examples and sharper definitions before final approval.

[Read full article »](#)

Trade Groups Back Senate Plan To Fight Surprise Medical Bills

A coalition of industry and business groups has rallied behind a draft Senate bill that lawmakers hope will reduce surprise medical billing, but it raised flags about the risks of including an independent dispute resolution process that could have the opposite effect on lowering costs for patients.

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Mintz Levin
Mitrani Rynor
Morgan Lewis
Morrison & Foerster
Munger Tolles
Native American Rights Fund
Nixon Peabody
Nutter McClennen
Orrick Herrington
Patterson Belknap
Pepper Hamilton
Ropes & Gray
Rusing Lopez
Scott Wagner & Associates
Shapiro Arato
Shearman & Sterling
Sheppard Mullin
Sidley Austin
Skadden
Stumphauzer Foslid
Thompson Hine
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American Medical Association Inc.
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Brunswick Corp.
CVS Health Corp.
Center for Biological Diversity
Deerfield Management Co. LP
Eaton Vance Corporation
Fidelity Investments Inc.
H&R Block Inc.
Intel Corp.
Intuit Inc.
JPMorgan Chase & Co.
Johnson & Johnson
KPMG International
Madison Square Garden, Inc.
Mexican American Legal Defense

IP & TECHNOLOGY

DOJ Antitrust Chief Pushes Back On IP Enforcement Critics

The head of the U.S. Department of Justice's Antitrust Division made clear Thursday that he believes an abuse of patent rights is not an antitrust violation, highlighting the widening philosophical divide between the department and the Federal Trade Commission over the role of federal enforcement in licensing practice disputes.

[Read full article »](#)

MEDIA & ENTERTAINMENT

Lawmakers Mull Bills To Allow Sports Betting At NYC Arenas

New York lawmakers are considering bills that would allow sports betting at certain sports venues in New York such as Madison Square Garden and Yankee Stadium based on amendments to bills this week in both houses of the state legislature.

[Read full article »](#)

EMPLOYMENT

EEOC Wants Suit Over Gay Workers' Rights Tossed Or Paused

If a Texas federal court doesn't throw out a lawsuit challenging the U.S. Equal Employment Opportunity Commission's stance that Title VII protects gay and transgender workers, it should freeze the case until the U.S. Supreme Court weighs in on the federal anti-discrimination law's scope, the EEOC said.

[Read full article »](#)

COMPETITION

FCC's Sprint-T-Mobile Moves Are 'Irregular,' Dem Says

The Federal Communications Commission's handling of the pending T-Mobile-Sprint merger has been "procedurally irregular," one of the agency's Democratic members said Thursday, criticizing the Republican majority for suggesting they'll support the deal before reviewing analyses of the merger still being prepared at the agency and the Department of Justice.

[Read full article »](#)

CYBERSECURITY & PRIVACY

FEC Hopes To Let Startup Offer Phishing Shield To Campaigns

The Federal Election Commission is optimistic that a cybersecurity company can find a legally palatable way to provide presidential campaigns with low-cost protection from phishing emails, days after it suggested such an arrangement would violate campaign finance law.

[Read full article »](#)

INTERNATIONAL TRADE

US Readies For G-20 As China Tariff Decision Looms

President Donald Trump on Thursday said he won't make a decision on whether to set new tariffs on all Chinese imports until after he meets with President Xi Jinping on the sidelines of this weekend's Group of 20 leading rich and developing nations summit in Japan.

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EU Mobilizes To Replace Embattled WTO Appellate Body

Following more than a year of President Donald Trump blocking nominees for new judges on the World Trade Organization's Appellate Body, the European Union is reportedly proposing a shadow system to handle

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Microsoft Corp.
Moody's Corp.
NFL Enterprises LLC
Natixis SA
Natural Resources Defense Council
New York City Bar Association
New York Mets
New York Racing Association Inc.
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Nike Inc.
Nuveen
Public Company Accounting Oversight Board
QUALCOMM Inc.
S&P Global Inc.
Sierra Club
SoftBank Group Corp.
SoulCycle Inc.
State Bar of California
T-Mobile USA Inc.
T. Rowe Price Group Inc.
The Boeing Co.
The ERISA Industry Committee
Toys "R" Us Inc.
TransCanada Corporation
Wal-Mart Stores Inc.
Wayfair LLC
WellCare Health Plans Inc.

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Consumer Financial Protection Bureau
Equal Employment Opportunity Commission
European Union
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Election Commission
Federal Trade Commission
Fish and Wildlife Service
Food and Drug Administration
Hopi Tribe
Illinois General Assembly

disputes.

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Key Dem Vows To Strike Back If Trump Installs Mexico Tariffs

The chair of the House Ways and Means Committee said Thursday that he will oppose President Donald Trump if he attempts to enact tariffs on Mexican imports through the declaration of a national emergency.

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TAX

In Win For Critics, Revised IRS Bill Excludes Free File

A tax administration bill reintroduced Thursday in the House of Representatives comes without a provision that would codify into law an agreement between the IRS and private companies to offer free online tax filing, after the agreement came under fire.

[Read full article »](#)

Senate Finance Committee Chief Tax Counsel Heads To KPMG

A former chief tax counsel for U.S. Senate Finance Committee Republicans who helped craft the 2017 federal tax overhaul has joined KPMG LLP's federal legislative and regulatory services group for its national tax practice in Washington, D.C.

[Read full article »](#)

NY Property Tax Case Remains Paused, Appeals Court Rules

A suit accusing New York City and New York state of running a property tax system that's unconstitutional will remain paused while under appeal, despite an appellate court finding Thursday that a lower court shouldn't have paused the case.

[Read full article »](#)

IMMIGRATION

Advocacy Orgs Tell 4th Circ. Census Query Fueled By Racism

A group of immigrant advocacy organizations argued Wednesday that the Trump administration's decision to add a citizenship question to the 2020 Census was rooted in racism against Latinos and asked the Fourth Circuit to strike down the question as unconstitutional.

[Read full article »](#)

ACLU Wants Parents Separated From Kids Returned To US

The American Civil Liberties Union asked a California federal court on Thursday to order the federal government to allow 21 parents who were separated from their children at the southwest border and then deported without them to legally return to the U.S. to apply for asylum and reunite with their kids.

[Read full article »](#)

TELECOMMUNICATIONS

FCC Simplifies Cable Rules, Rankling Dems Over Free Speech

The Federal Communications Commission on Thursday simplified its rules that require cable companies to reserve channel capacity for independent programmers, drawing criticism from the agency's two Democrats who argued the Republican-supported measure places more weight on the First Amendment rights of media companies than it does on those of individual Americans.

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Office of the Comptroller of the Currency
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Securities and Exchange Commission
Texas Legislature
Texas Supreme Court
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U.S. Department of Justice
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U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. Forest Service
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Senate
U.S. Supreme Court
United Nations
United States District Court for the Eastern District of Pennsylvania
World Trade Organization

Takeaways From The High Court's Medicare Ruling

Monday's U.S. Supreme Court decision in *Azar v. Allina Health Services*, a case affecting all hospitals that care for Medicare-eligible patients, has potentially far-reaching implications for the government's ability to change Medicare policy, say Michael Kimberly and Ethan Townsend at McDermott.

[Read full article »](#)

Rebuttal

The Illinois Fair Tax Amendment Is Narrow And Limited

A recent Law360 guest article asserts that a proposed Illinois constitutional amendment goes beyond its stated purpose of eliminating the state's flat income tax rate, however, the amendment is narrowly tailored to the specific purpose of authorizing the General Assembly to establish graduated tax rates, says Paul Berks of Massey & Gail.

[Read full article »](#)

5 Big Updates To Texas Government Transparency Laws

While the Texas Legislature's marquee property tax and education reform measures occupied much of the media spotlight this session, lawmakers also passed several significant pieces of legislation that will result in stronger, more robust open government laws in Texas, say Wesley Lewis and Laura Prather of Haynes and Boone.

[Read full article »](#)

NY Tax Minutes: Marketplace Guidance, Tax Return Bill

In their survey of New York tax law developments this month, Timothy Noonan and Craig Reilly of Hodgson Russ cover the recent marketplace provider guidance, the state Legislature's tax return disclosure bill and a series of refund and privilege decisions from the New York State Division of Tax Appeals.

[Read full article »](#)

China's Amended Investment Law Leaves Some Details Vague

China's recently amended Foreign Investment Law promises outside investors a more stable, transparent and predictable investment environment in China. But concerns remain that the law was rushed through to ease trade tensions, and that some of its provisions are not clearly defined, says Yuanyou Yang of Duane Morris.

[Read full article »](#)

LEGAL INDUSTRY

Feds Flag Potential BigLaw Conflicts In 'Varsity Blues'

Federal prosecutors in the "Varsity Blues" case flagged several potential conflicts for BigLaw firms representing multiple parents in the college admissions cheating scandal, including Boies Schiller Flexner LLP, Latham & Watkins LLP, Nixon Peabody LLP and Ropes & Gray LLP.

[Read full article »](#)

Law Firms Should Take Customer Service Cues From Big Biz

Savvy law firms should borrow the business development strategies that have proven successful for corporations and Big Four accounting firms, like training everyone — including all attorneys — in customer service and remembering personal details as minor as a client's favorite soda, experts said Thursday.

[Read full article »](#)

Unintentional Atty Biases Can Hurt Corporate Clients

Attorneys could be more effective counselors to corporate clients by realizing that things like bias and the pressure to obey a manager can shape their advice, according to a paper made available online Wednesday.

[Read full article »](#)

MoFo Brings On 4 Greenberg Partners To Open Miami Office

Morrison & Foerster LLP is expanding to Miami with four partners from Greenberg Traurig LLP, including the co-chair of Greenberg's Miami corporate practice.

[Read full article »](#)

Kirkland Nabs \$57M Fees In 'Hard-Fought' Toys R Us Ch. 11

A Virginia bankruptcy judge on Thursday approved a \$57.3 million fees and expenses reward to Kirkland & Ellis LLP for shepherding retail chain Toys R Us through what the law firm called a "hard-fought" Chapter 11 liquidation.

[Read full article »](#)

Indicted Mass. Judge Seeks Info On Feds' Vows To Immigrant

Attorneys for Massachusetts state court Judge Shelley Joseph, who was indicted for allegedly helping an unauthorized immigrant escape federal custody, requested additional discovery from the government Thursday, including evidence of any promises authorities may have made to the immigrant.

[Read full article »](#)

Avenatti Presses Calif. Court For Relaxed Travel Restrictions

Counsel for Michael Avenatti sought to amend his pretrial travel conditions in California so that he can attend to his multiple out-of-state matters without requiring preapproval from the local U.S. attorney's office, asserting that the embattled attorney is not a flight risk.

[Read full article »](#)

Sheppard Mullin Latest Firm To Court Cannabis Business

Sheppard Mullin Richter & Hampton LLP officially announced it is open for cannabis business this week, going public with a specialized industry group that includes more than 70 attorneys in 12 offices.

[Read full article »](#)

Ex-NFLer Must Arbitrate Award Beef With Litigation Funder

A former National Football League player must go to arbitration over his effort to avoid paying a litigation funder part of his \$1.9 million award from the league's concussion settlement, a Pennsylvania federal judge ruled Wednesday.

[Read full article »](#)

Law360's Weekly Verdict: Legal Lions & Lambs

Wright Close & Barger LLP tops this week's legal lions list with a win at the U.S. Supreme Court in a client's employment case, while Patterson Belknap Webb & Tyler LLP ended up among the legal lambs after client Johnson & Johnson was hit with a \$300 million punitive damages verdict.

[Read full article »](#)

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From: [Arlington Human Rights Commission](#)
To: [Adam Chapdelaine](#)
Subject: (Archive Copy) How did Lt. Pedrini's writings impact you?
Date: Sunday, February 24, 2019 5:30:29 PM

Submit your Statement by March 6th

Dear Adam,

Last fall, Lt. Rick Pedrini of the Arlington Police Department wrote three columns for the Massachusetts Police Association newsletter that were highly offensive to many in the community. Lt. Pedrini was placed on administrative leave while the town underwent an investigation of the writings, his police record, and the motivation behind the columns. This week [the town announced](#) that it has decided to pursue restorative justice with Lt. Pedrini with the ultimate goal of restoring him to the Arlington Police force.

Restorative justice is a system of criminal justice which focuses on the rehabilitation of offenders through reconciliation with victims and the community at large. ([Click here](#) to learn more about the process and its history.) The APD has long championed its use with non-violent offenders and the AHRC believes in its power to strengthen communities. The process will be driven through a [series of circles](#) designed to ensure that Lt. Pedrini takes responsibility for his actions, repairs the damage his actions created, and that impacted parties have a forum to share how his actions affected them.

This experience has shaken many in the community - us included - and we are all impacted parties. In that spirit, we invite you to [submit your statement](#) for inclusion in the circle. Submissions need to be received by Wednesday, March 6th.

Sincerely,
the Arlington Human Rights Commission

Submit Your Statement by March 6th



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You signed up for our list at Town Day or at one of our other events.

Our mailing address is:

Arlington Human Rights Commission
27 Maple Street
Arlington, MA 02476

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From: [Route Fifty Today](#)
To: [Adam Chapdelaine](#)
Subject: (Archive Copy) How forgotten ports have a big role to play in the future of offshore wind
Date: Thursday, June 13, 2019 7:08:13 AM

Problems viewing? [View as a web page](#)



Connecting state and local government leaders

Route Fifty Today June 13, 2019



How Forgotten Ports Have a Big Role to Play in the Future of Offshore Wind

GREGOR MACDONALD | Along the East Coast, states and companies are joining to make big investments in port upgrades, as the region eyes a decade of job growth tied to renewable energy.

Boxing As a Solution to Help End Gun Violence

EMMA COLEMAN | Baltimore Mayor Jack Young suggested that letting young people settle their differences in a boxing ring might stop people from shooting each other. But would an intervention like that really make a dent in the murder rate?

Discrimination and Other Obstacles Older Workers Face Highlighted in New Survey

BILL LUCIA | The findings come as more Americans are working longer into old age.

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[Local Government Technology Across America](#)

Route Fifty hit the road to meet with the innovators and technologists leading this change and to discuss some of the biggest themes in government technology. In this eBook, we look at case studies and best practices from states, counties, and cities leading the way while also exploring what the power of technology could mean for the future of state and local governments.

[Download Now](#)

Report: State Expenditures Now Growing at Greatest Clip Since Before the Recession

ANDREA NOBLE | A new report estimates state expenditures will grow to \$883 billion and rainy day funds will reach \$68.2 billion in fiscal 2019.

Ohio Governor Requests Federal Disaster Funding for Tornadoes

[EMMA COLEMAN](#) | [STATE AND LOCAL ROUNDUP](#) | New Jersey mandates panic buttons for hotel housekeepers ... Florida allows paramedics to carry firearms ... Mayor in Maryland resigns amid racist bullying.

How Should We Define the Suburbs?

[RICHARD FLORIDA](#) | [CITYLAB](#) | Based on census boundaries, ways of life, and physical characteristics, respectively, three new definitions offer a composite portrait of American suburbia.

So Far, Real Estate Dominates a Tax Break Meant for Businesses

[SOPHIE QUINTON](#) | Only a handful of people have started investment funds that focus on operating businesses.

American Patients Are the Worst in the World

[DAVID H. FREEDMAN](#) | [THE ATLANTIC](#) | COMMENTARY | Americans are hypochondriacs, yet we skip our checkups. We demand drugs we don't need, and fail to take the ones we do. No wonder the U.S. leads the world in health spending.

When a Boss Shoots Down Ideas, Employees Won't Speak Up

[AMY MCCAIG](#) | [FUTURITY](#) | Bosses who reject suggestions harshly can shut up their employees, research suggests.

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Government Executive Media Group, 600 New Hampshire Avenue NW, Washington, DC 20037

From: [Access to Justice Law360](#)
To: achapdelaine@town.arlington.ma.us
Subject: (Archive Copy) How Hackathons Are Helping To Decode The Justice Gap
Date: Monday, June 10, 2019 7:07:19 AM

Law360 Access to Justice



Access to Justice



How Hackathons Are Helping To Decode The Justice Gap

"Legal hackathons" are increasingly being used as a way to bridge the justice gap. But while some advocates are optimistic that increased access to justice could come from the technology they hatch, others say issues of poverty and racism can't be fixed in a weekend.

[Read full article](#)

Suing Under Pseudonyms Faces School's 'Chilling' Challenge

Courts require litigants to use their real names, but pseudonyms are routinely allowed in sensitive cases involving claims like sexual assault. A Florida case is testing those protections for alleged victims in a move some attorneys say could chill others from coming forward.

[Read full article](#)

Defense-Friendly Evidence Rule Riles Va. Prosecutors

The U.S. Department of Justice is lining up with state prosecutors across Virginia to squash a novel ethics rule that would require them to highlight defense-friendly evidence in criminal case files.

[Read full article](#)

Legal Aid For Migrant Kids Too Vital To Cut, Advocates Say

The Trump administration is pointing to a "humanitarian crisis" at the border and congressional inaction in defending reductions to legal aid and other services for unaccompanied migrant children, but advocates say those programs are too important to cut, and that those youngsters housed in government detention centers are already too vulnerable.

[Read full article](#)

Top Legal Aid Funder Lands \$15M Marked For Disaster Relief

The House of Representatives last week agreed to earmark \$15 million out of a \$19.1 billion supplemental disaster relief bill for the Legal Services Corporation. Unlike previous disaster acts, the money comes with no strings attached.

[Read full article](#)

Cops Cite Judge's Link To Exoneration Group In Recusal Bid

An Illinois town and a group of officials and police officers have asked a federal

Monday, June 10, 2019

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Hogan Lovells
Husch Blackwell
Jones Day
King & Spalding
Kirkland & Ellis
Latham & Watkins
Lawyers' Committee for
Civil Rights
Loevy & Loevy
Lucas Magazine
Masur Griffiths
Mayer Brown
McDermott Will
McGuireWoods
Morgan Lewis
Mukasey Frenchman
Nesenoff & Miltenberg
Nixon Peabody
Outten & Golden
Pachulski Stang

judge to step aside from a former prosecutor's lawsuit alleging local police and prosecutors framed him for his wife's murder, saying the judge's daughter's new job with the Exoneration Project creates an appearance of bias.

[Read full article](#)

Pro Bono Spotlight

McGuireWoods Helps Clear Kid Snarled In Fake Money Fiasco

A sixth grader unknowingly used a counterfeit bill in his school cafeteria. He was set to be suspended until a McGuireWoods attorney stepped in as pro bono counsel, demonstrating the difference access to counsel can make in school disciplinary hearings.

[Read full article](#)

Perspectives

Does Multidistrict Litigation Deny Plaintiffs Due Process?

Judges in multidistrict litigation consistently appoint lead plaintiffs lawyers based on their experience, war chests and ability to get along with everyone. But evidence suggests that these repeat players often make deals riddled with self-interest and provisions that goad plaintiffs into settling, says Elizabeth Chamblee Burch of the University of Georgia School of Law.

[Read full article](#)

Pierce Bainbridge
Plunkett Cooney
Putney Twombly
Quinn Emanuel
Reed Smith
Ropes & Gray
Schmiedeskamp Robertson
Sedgwick LLP
Sidley Austin
Skadden
The Law Offices of Neal
Brickman
Winston & Strawn
Zuckerman Spaeder

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Municipal Employees
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Etsy Inc.
General Motors
Google Inc.
IP Owners Association
Ingredion Inc.
International Bar
Association
JPMorgan Chase & Co.
Johnson & Johnson
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LinkedIn Corp.
Microsoft Corp.
Mueller Water Products Inc.
Nike Inc.
Pinterest Inc.
QUALCOMM Inc.
State Bar of Michigan
The Western Union Co.
Twitter Inc.
UBS AG
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From: [National League of Cities](#)
To: achapdelaine@town.arlington.ma.us
Subject: (Archive Copy) How Northeastern Illinois Aims to Become the Greenest Region
Date: Saturday, June 08, 2019 7:04:40 AM

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[How Northeastern Illinois Aims To Become the Greenest Region](#)



[How Northeastern Illinois Aims to Become the Greenest Region](#)

Solar power development is skyrocketing, communities are hiring new sustainability coordinators, and mayors are taking a literal seat at the table in global environmental conferences. It's all fueled by the nation's largest regional collaboration on sustainability.

[City Summit Is Designed For Local Leaders - Learn More!](#)



[What Makes A Resident? Counting Your Community for the 2020 Census](#)



Last month, we wrote about counting hard-to-count communities; this month, we take a deep dive into the residents you may have questions about, like snow birds, college students and renters.

Gary, Indiana Mayor Touts Importance of City-Supported Afterschool Programs



The mayor met a young boy at the Gary, Indiana Boys and Girls Club "celebrity" basketball game. He told her, "I want to tell you something later." What happened next underscores why afterschool programs are so important.

Get Ready For Small Cities Month



Celebrate Small Cities Month this July and tell NLC why you love your small community. This year's theme: Stories of Resilience, Courage and Community. NLC wants to highlight the experiences that make small cities, towns and villages unique. [Share your story.](#)

News

[Growing Urban Conservationists](#)

Parks and Recreation - June 05, 2019

[Nashville Mayor David Briley favors cutting court fines and fees](#)

The Tennessean - June 03, 2019

[What a \\$250,000 home looks like in 25 major US cities](#)

Business Insider - June 03, 2019

Announcements

Coming Soon: New Newsletter on Race, Equity and Leadership

NLC's Race, Equity and Leadership (REAL) initiative strengthens local leaders' knowledge and capacity to build more equitable communities. [Sign-up](#) to join the free REAL newsletter and learn about upcoming trainings, online resources and the tools you need to help residents from all backgrounds thrive. [Subscribe now.](#)

City Fiscal Conditions Survey

How well is your community prepared for the next economic downturn? NLC's 2019 survey will be used to gauge the fiscal needs of cities and towns

across the country, to communicate your needs with Federal and state partners, and to inform a new guide to help local leaders strengthen their budgets. [Make your voice heard - take the survey here by Friday, June 14.](#)

Summer Learning Week Twitter Chat

Join NLC, the National Summer Learning Association, and the Afterschool Alliance on Thursday, June 13 at 2 - 3 p.m. ET for a Twitter chat discussion on how communities can engage in Summer Learning Week. Share your tips and resources for communities using the hashtag #Cities4Summer

Louisville Racial Equity Forum

NLC and the Council on Foundations will convene the last of three conversations across the United States on racial equity on June 17 in Louisville, KY. Philanthropic and government leaders will discuss the social impact of structural racism while highlighting current efforts to dissolve and resolve racial conflict and disparity. [Register here.](#)

Events

November 20 - 23 [NLC 2019 City Summit](#) (San Antonio, Texas)

Job Postings

[City Manager](#) -- City of Maplewood, Missouri

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[Director of Housing](#) -- City of Seattle

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From: [National League of Cities](#)
To: achapdelaine@town.arlington.ma.us
Subject: (Archive Copy) How Tempe, Arizona is Navigating the Shutdown
Date: Saturday, January 12, 2019 7:02:57 AM

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NLC homepage



[Register for the Congressional City Conference](#)



[How Tempe, Arizona is Navigating the Shutdown Crisis](#)



[How Tempe, Arizona is Navigating the Shutdown Crisis](#)

Tempe Councilmember Robin Arredondo-Savage shares the very real impact of the federal shutdown on her community, its residents and the cities' critical social programs.

BREAKING NEWS: *THE WEEKLY* SPECIAL EDITION



Today officially marks the longest partial government shutdown in U.S. history. While the course of the next few weeks remains unclear, one thing is certain: the shutdown has a direct impact on America's 19,000 cities, towns and villages.

In addition to advocating for Congress and the White House to find a bipartisan solution to the shutdown, NLC has created a series of resources to help your community navigate all things related to the federal government shutdown, including:

- Shutdown Impacts on Federal Permitting, Licensing and Local Industries
- Shutdown Impacts on Food Stamps
- Shutdown Impacts on Water Infrastructure the Environment and Public Land
- Shutdown Impacts on Federal Courts, the FCC and the IRS

Help us call on the federal government to end the shutdown.

Tell us how your residents are being impacted or how your municipal government is stepping in to help by [tweeting us at @leagueofcities](#) and using the hashtag #shutdownstories. You can also email your story to advocacy@nlc.org.

NLC Resource Center

How The Shutdown Will Affect Your Economy



It is not clear what the final cost of a prolonged government shutdown will be, but based on previous shutdowns, there could be devastating impacts on local economies.

One Small City's Big Steps to Undo Systemic Racism

One mayor's determination may have changed the trajectory of his village. Here's how a small city in

Illinois found a way to prioritize racial equity.

Help Your Residents Get the Tax Returns They Deserve



Roughly 20 percent of eligible taxpayers don't claim the federal Earned Income Tax Credit when they file their taxes. That's money they could use to stabilize their budgets and boost the local economy.

National League of Cities



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From: [Public Policy Law360](#)
To: achapdelaine@town.arlington.ma.us
Subject: (Archive Copy) "I Will Get It Built," Trump Says Of Embattled Border Wall
Date: Wednesday, February 06, 2019 4:28:50 AM



PUBLIC POLICY

Wednesday, February 6, 2019



TOP NEWS

'I Will Get It Built,' Trump Says Of Embattled Border Wall

President Donald Trump doubled down on his promise to construct a wall on the U.S.-Mexico border in his State of the Union address Tuesday night, urging Republicans and Democrats to reach an accord on border security as part of ongoing government funding negotiations. [Read full article »](#)

Alston & Bird Fighting Mueller Attys On Mystery Co. Subpoena

Lawyers from Alston & Bird LLP and Special Counsel Robert Mueller's office have been locked in a legal fight over a grand jury subpoena to a mystery foreign government-owned company, recent court filings have confirmed, the latest information to spill out of secret litigation now pending before the U.S. Supreme Court. [Read full article »](#)

Trump Seeks More Power After Touting China Tariffs, USMCA

President Donald Trump used Tuesday's State of the Union address to herald his administration's wave of tariffs on \$250 billion worth of Chinese goods and rewrite of the North American free trade agreement, while also asking Congress to grant him more authority to impose tariffs on imports from around the globe. [Read full article »](#)

3rd Circuit Sinks Delaware's Party Balance On Bench Rule

The Third Circuit has found that Delaware's judicial political parity rule requiring equal representation of parties on the bench violates the First Amendment, handing a precedential victory Tuesday to a retired state Justice Department attorney who claims his independent political affiliation cost him a judgeship. [Read full article »](#)

State Of The Union Pushes For Drug Price Fixes

Amid monthslong partisan struggles with Congress, President Donald Trump reached out for compromise on health care reforms in his State of the Union address on Tuesday night, but swiftly got a frosty reception from mistrustful Democrats. [Read full article »](#)

Senate Panel Approves Key IRS, Treasury Nominations

The U.S. Senate Finance Committee on Tuesday approved the nominations of two officials for the U.S. Department of the Treasury, including the next chief counsel for the Internal Revenue Service. [Read full article »](#)

Trump's DC Circ. Pick: Old Writings Show 'Idealistic' Views

President Donald Trump's D.C. Circuit nominee Neomi Rao told lawmakers Tuesday that some of her past writings now make her "cringe," but that she was "idealistic" when penning college and law review pieces that Democrats say show too strong a conservative bent to serve on the court. [Read full article »](#)

Feds Blast Russian Co.'s Skadden FARA Case Comparison

The federal government said Tuesday a Russian company criminally charged with thwarting enforcement of the Foreign Agents Registration Act cannot claim it's been unfairly singled out by pointing to a Skadden Arps



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Slate Meagher & Flom LLP deal following the firm's own FARA violations.
[Read full article »](#)

BANKING & SECURITIES

Fed Says 2019 Stress Tests Will Include Biggest Jobless Jump

The Federal Reserve said Tuesday that this year's stress testing scenarios for big banks will include the biggest spike in unemployment yet analyzed, but some banks will get a breather and everyone will get more information on the models used to grade their performance. [Read full article »](#)

Wall Street Wants Backup To Fight Fraud Targeting Seniors

Despite widespread support for prosecuting people who prey on the piggy banks of aging Americans, Wall Street often feels alone in its efforts to thwart financial crimes against seniors, attorneys said at a Tuesday conference hosted by the industry's leading trade group. [Read full article »](#)

Nasdaq, 300 Public Cos. Urge SEC To Update Proxy Rules

Nasdaq Inc. and more than 300 other publicly traded entities on Monday urged the U.S. Securities and Exchange Commission to update rules governing proxy advisory firms and proxy voting in an effort to bolster transparency and accuracy while taking aim at conflicts of interest. [Read full article »](#)

ENERGY & ENVIRONMENTAL

Senate Committee Backs Wheeler, Wright For Top EPA Spots

The Senate Committee on Environment and Public Works voted Tuesday to advance the nomination of acting administrator Andrew Wheeler as permanent head of the Environmental Protection Agency to the full Senate. [Read full article »](#)

6th Circ. Backs Use Of Ohio Forced Drilling Law

The Sixth Circuit on Monday upheld the dismissal of a constitutional challenge to an Ohio law allowing drillers to tap properties near ones they've leased without getting consent from landowners, saying a permit issued by state regulators to Chesapeake Exploration LLC doesn't constitute a "taking" under the 14th Amendment. [Read full article »](#)

Everglades Oil Well Gets Green Light From Fla. Appeals Court

A Florida appeals court on Tuesday reversed the state Department of Environmental Protection's denial of a permit for an exploratory oil well on property in Broward County considered part of the Everglades, saying the court can no longer merely defer to a state agency's interpretation of a statute. [Read full article »](#)

Dems Press Uranium Cos. On 'Critical Mineral' Designation

House Democrats on Tuesday asked the heads of two uranium mining companies to turn over documents and communications with the White House and various federal agencies regarding the U.S. Department of the Interior's decision to list the substance as a "critical mineral." [Read full article »](#)

HEALTH & LIFE SCIENCES

Feds Rip Mass. Bid To Revive Birth Control Row At 1st Circ.

The federal government has urged the First Circuit not to revive Massachusetts' challenge to Trump administration rules exempting employers claiming moral or religious objections from providing birth control coverage under the Affordable Care Act, saying the state didn't show the exemptions would harm it. [Read full article »](#)

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Trump Organization Inc.
Twitter Inc.

NJ, Pa. Attorneys General Blast DOJ's Reversal Of Wire Act

The New Jersey and Pennsylvania attorneys general are preparing to challenge the U.S. Department of Justice's recent opinion expanding the Wire Act's prohibition of interstate sports gambling to all interstate gambling, calling the implications "deeply troubling," they announced in a letter to the department Tuesday. [Read full article »](#)

REAL ESTATE

Lawmakers Want Answers On Watchdog's Trump Hotel Report

A group of senior GOP lawmakers asked a U.S. General Services Administration watchdog Monday to explain its recent report finding the agency failed to consider potential constitutional violations when it reviewed the Trump International Hotel lease, saying the report did not take the U.S. Department of Justice's views into account. [Read full article »](#)

NJ Hotel Builder Can't Beat Suit Over Subpar Public Notice

A New Jersey appeals court on Tuesday partly reversed a trial court ruling that favored a developer's Lakewood Township hotel project, saying a public notice failed to disclose that the plan included a restaurant with a liquor license and banquet facilities. [Read full article »](#)

EMPLOYMENT

Analysis

NJ Min. Wage A Test Of Political Will Without 'Off Ramps'

New Jersey stood apart from other states this week in enacting a \$15 minimum wage bill without so-called off-ramp provisions that could ease the financial stress on businesses in the event of an economic downturn, leaving such a move up to Garden State lawmakers who appear unlikely to reverse course, experts say. [Read full article »](#)

Ex-NLRB Chair Pearce No Longer Seeking New Term

Former National Labor Relations Board Chairman Mark Gaston Pearce, whose second term on the board expired last summer, won't seek renomination for another go-around as a board member, he said in a Twitter post Tuesday. [Read full article »](#)

Fla. High Court Won't Hear Miami Beach Minimum Wage Row

The Florida Supreme Court said Tuesday it would not take up Miami Beach's appeal of a decision blocking the city's proposed minimum wage increase because it is barred by a 2003 state law prohibiting local minimum wage ordinances. [Read full article »](#)

Boeing Test Irrelevant In Union Pin Appeal, NLRB Says

The National Labor Relations Board on Monday defended findings that a California hospital illegally barred workers from wearing union-branded pins and badge reels in areas away from patients, urging the D.C. Circuit not to analyze the policies using the board's new, more employer-friendly Boeing rules test. [Read full article »](#)

COMPETITION

EU's Antitrust Chief Warns Not To Let Data Be Monopolized

Data is turning into a vital resource that can't be allowed to fall prey to monopolization, the European Union's top competition enforcer has said, noting that authorities are closely watching whether companies like Amazon are using their hold on information in an anti-competitive way. [Read full article »](#)

CYBERSECURITY & PRIVACY

Sens. Float Bill To Tighten Scrutiny Of China's ZTE

A bipartisan group of senators announced Tuesday they had introduced a

Ur-Energy Inc.

Urban Outfitters, Inc.

Walgreens Boots Alliance Inc.

Wells Fargo & Co.

YouTube Inc.

ZTE Corp.

GOVERNMENT AGENCIES

Army Corps of Engineers

Bureau of Citizenship and
Immigration Services

Bureau of Indian Affairs

Bureau of Reclamation

California Supreme Court

Confederated Tribes of the Colville
Reservation

Department of Commerce

European Commission

European Union

Executive Office of the President

Federal Communications
Commission

Federal Reserve System

Federal Trade Commission

Financial Crimes Enforcement
Network

Florida Supreme Court

Food and Drug Administration

General Services Administration

Office of Inspector General

Government Accountability Office

Indian Health Service

Internal Revenue Service

Iowa Tribe of Kansas and
Nebraska

NAFTA

National Labor Relations Board

Navajo Nation

New Jersey Legislature

Nuclear Regulatory Commission

Ohio Supreme Court

Pennsylvania Supreme Court

Sault Ste. Marie Tribe of Chippewa
Indians

Securities and Exchange
Commission

Small Business Administration

U.S. Army

U.S. Attorney's Office

U.S. Census Bureau

U.S. Commission on Civil Rights

U.S. Customs and Border
Protection

U.S. Department of Agriculture

U.S. Department of Defense

bill aimed at ensuring Chinese telecommunications giant ZTE Corp. lives up to conditions the Trump administration imposed last year when undoing the company's blacklisting from U.S. markets. [Read full article »](#)

MEDICAL MALPRACTICE

Pa. Senate Wants Time To Study Looser Med Mal Venue Rules

The Pennsylvania State Senate wants time to study the possible effects of loosening the venue rules for medical malpractice suits before the Pennsylvania Supreme Court makes any changes that could steer more cases to plaintiff-friendly courts in Philadelphia or Pittsburgh, according to a resolution passed Tuesday. [Read full article »](#)

INTERNATIONAL TRADE

USTR Raps China's Trade Regime In Stinging WTO Rebuke

U.S. Trade Representative Robert Lighthizer's office cried foul over China's alleged failure to abide by World Trade Organization rules in a sweeping report published late Monday, ratcheting up the Trump administration's persistent conflict with Beijing over trade policy. [Read full article »](#)

TAX

Analysis

National Digital Taxes Could Face State Aid Challenge In EU

Attempts to tax large tech companies in Europe could face another challenge in the form of scrutiny under the continent's state aid rules as individual countries move forward with their own tax measures. [Read full article »](#)

IMMIGRATION

NAACP Reaches FOIA Deal In 2020 Census Spat

The NAACP closed a deal with the U.S. Department of Commerce in Connecticut federal court Monday to secure the release of documents related to the preparations for the 2020 census, which is under fire over a proposed question about citizenship status. [Read full article »](#)

Immigrant Activist Seeks Win In FOIA Suit Against ICE

An immigrant-rights activist on Monday asked a federal court in Seattle to order U.S. Immigration and Customs Enforcement to conduct a more thorough search of records related to the agency's alleged methods of targeting its critics for deportation. [Read full article »](#)

NATIVE AMERICAN

Feature

Tribes Eye Federal Funding Changes Amid Shutdown Worry

With the federal government shutdown over for now, tribes and their allies are looking to ward off the harshest impacts of any potential repeat, but their struggle to provide necessary governmental services during the crisis has also renewed calls for more far-reaching changes in how tribes receive federal funding. [Read full article »](#)

TELECOMMUNICATIONS

Lawsuits Inevitable With C-Band Sale, Google And Charter Say

If the Federal Communications Commission permits private spectrum sales in the so-called C-Band instead of insisting the airwaves be reallocated through auction, the industry will react with a deluge of litigation, Google LLC and Charter Communications Inc. representatives said at a Washington, D.C., event Tuesday. [Read full article »](#)

House Dems Slam FCC Chief For Ignoring Their Questions

U.S. Department of Education
U.S. Department of Health and Human Services

U.S. Department of Justice

U.S. Department of Labor

U.S. Department of Veterans Affairs

U.S. Department of the Interior

U.S. Department of the Treasury

U.S. Environmental Protection Agency

U.S. General Services Administration

U.S. House Committee on Energy and Commerce

U.S. Immigration and Customs Enforcement

U.S. Senate

U.S. Supreme Court

U.S. Tax Court

World Trade Organization

Two House Democrats accused the Federal Communications Commission chairman of dodging legitimate information requests from both lawmakers and the public, demanding the commission shed more light on its dealings and decisions. [Read full article »](#)

9th Circ. Affirms Charter Bias Suit Not Barred After Rethink

A Ninth Circuit panel on Monday stood by its November ruling that Charter Communications Inc. can't use its First Amendment freedom as a cable provider to escape racial bias claims from an African-American-owned production firm, handing down a nearly identical decision after granting Charter's bid for a rethink. [Read full article »](#)

EXPERT ANALYSIS

Did The Government Shutdown Delay Your Case?

The recent federal government shutdown was the longest ever and it delayed many civil cases against the government. Keith Bradley of Squire Patton Boggs LLP discusses how counsel can try to minimize the effects of a shutdown-induced delay, or take advantage of it. [Read full article »](#)

Opinion

New H-1B Plan Creates Bigger Problem Than It Aims To Solve

U.S. Citizenship and Immigration Services' recently finalized changes to the H-1B visa program were intended to reduce bureaucratic obstacles. Instead, they threaten the entire program's integrity, say David Berry and Eileen Lohmann of Berry Appleman & Leiden LLP. [Read full article »](#)

Farm Bill Gives Cannabis Companies Room To Grow

The Farm Bill, passed by Congress in late December 2018, brought the legalization of industrial hemp and consequent lifting of certain financial and tax restrictions for cannabis companies while still leaving a maze of conflicting regulations, especially around taxes, say Elaine Carey and Alexander Arnote of FTI Consulting Inc. [Read full article »](#)

Series

Why I Became A Lawyer: A Refugee's Journey Of Firsts

Even as a child in war-torn Iran, I began to develop a sense of justice and a desire for equality and the rule of law. These instincts ultimately guided me to become a federal prosecutor, and now a partner in private practice, says Raymond Aghaian of Kilpatrick Townsend & Stockton LLP.

[Read full article »](#)

LEGAL INDUSTRY

Wilson Sonsini Unveils Tech Unit With Eye On Privacy Regs

Wilson Sonsini Goodrich & Rosati PC has created its own technology subsidiary called SixFifty, which will develop and sell an array of legal software, starting with a tool that helps companies comply with new privacy regulations in California, the firm announced Tuesday. [Read full article »](#)

It's Déjà Vu As Witness Aids Juror, Prompts Risperdal Mistrial

A trial over breast growth allegedly linked to the antipsychotic medication Risperdal ended suddenly Tuesday after an expert witness rushed off the stand to aid a juror having a seizure — the second such incident involving the doctor in the last two years. [Read full article »](#)

Ex-Milberg Atty Gets OK For Latest Step In \$15M Recovery Bid

A New York state judge cleared the way Tuesday for ex-Milberg LLP partner and convicted felon Steven Schulman to serve his former firm and its new incarnation Milberg Tadler Phillips Grossman LLP with restraining notices in a bid to collect on a \$15 million judgment. [Read full article »](#)

Trademark Fight Centers On Which Law Firm Is 'Bold'

Two law firms named "Bold," one based in Washington and another in

Colorado, are battling over the trademark rights to their shared term.

[Read full article »](#)

Legal Tech Download: Big Money In Legal Technology

The world of legal technology is evolving quickly, with new products coming to market in rapid succession. Here, Law360 takes a look at six recent developments. [Read full article »](#)

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From: [Karina Milchman, ICC Coordinator, MAPC](#)
To: achapdelaine@town.arlington.ma.us
Subject: (Archive Copy) ICC News and Events + MAPC Matters
Date: Thursday, April 04, 2019 5:00:25 AM

ICC News & Events + MAPC Matters

A monthly Inner Core Committee newsletter from the
Metropolitan Area Planning Council

**Go to MAPC
Matters**

Click the blue button to read MAPC Matters, your monthly update on funding, grants, deadlines, events, opportunities, news, and resources.

Dear Adam,

The ICC has been busy providing input on new [climate change projections for Greater Boston](#) at our bimonthly meeting on April 3rd, on our new regional plan [MetroCommon 2050](#) at a listening session in Boston on March 4th, and on approaches to tactical urbanism at a field visit on February 20th. We're also preparing to develop a new work plan, which will establish goals and an agenda for the upcoming fiscal year.

And there's more going on in the ICC! See below important news around the subregion.

Best,

Karina Milchman, AICP
Chief of Housing + Neighborhood Development
ICC Subregional Coordinator

MAPC Peak Demand Management Webinar

[MAPC's Peak Demand Management program](#) is coming back and we are excited to work with returning veterans and new participants to help cities and towns reduce demand and capacity charges!

The Clean Energy department will host a pre-season planning webinar on **April 9 from 12:30 – 1:30 pm** (register [at this link](#)).

We will have National Grid and Eversource on-hand to explain their new offerings. We'll also review MAPC's program, provide data about the scope and impact of last year's participants, and cover the basics of capacity charges. Finally, we'll also be joined by a

few municipalities who will share their experiences and best practices with demand reduction – and one will cover their plans for integrating battery storage.


Daily notifications won't start until June, but now is the time to start planning for process improvements and potential hardware upgrades to maximize your demand reduction potential this summer. **Register for the webinar [now!](#)**

MassWorks Applications

It's never too early to start thinking about preparing your application for the [MassWorks Infrastructure Program](#). MassWorks is a competitive grant program that provides funds to municipalities and other eligible public entities to complete public infrastructure projects that support and accelerate housing and job growth in the Commonwealth.

For more information on the program, read answers to these [Frequently Asked Questions](#). Applications will be open in the late spring/early summer. Stay tuned for updates.

Undesign The Redline

[Boston Architectural College](#) has a new exhibit called "[Undesign the Redline](#)" from April 3rd to April 29th. This interactive exhibit, workshop series, and curriculum explores the history of structural racism and classism through redlining maps from 1938 and other systems persisting to today. It calls to un-design these systems to pave the way for a more equitable future. 

What: Undesign the Redline at BAC

When: April 3-29

Where: 320 Newbury Street, Boston 02115

Let's Shape the Region Together!



It's the time for those of us who live, work, and play in the region to figure out what we want for our future!

The [Metropolitan Area Planning Council](#) has launched [MetroCommon x2050](#), the next long range planning process for our region. Please keep an eye out for upcoming events and opportunities to get involved.

In the meantime, click [here](#) to answer a quick question and let MAPC know what your priorities are for the region by 2050!

Transportation Improvement Program News

Keep track of Transportation Improvement Program (TIP) as it develops [here](#). Please be aware of the following key dates:

- **April 4:** MPO Board votes to release draft TIP for public comment
- **April 11:** Public comment period begins
- **May 2:** MPO meeting
- **May 3:** Deadline to submit public comments on draft TIP
- **May 16:** MPO board reviews public comments and endorses final TIP

MPO Corner

Events and news from our partner in transportation planning



The [Boston Region Metropolitan Planning Organization \(MPO\)](#) conducts federally mandated transportation planning for 97 communities in Greater Boston. MAPC is one of 22 voting MPO members who endorse a long-range plan for transportation in the region, and allocate federal and state funds toward transportation studies and projects serving people who take transit, drive, walk, and bike.

This month the MPO board...

will agree on a draft list of transportation construction projects to program with regional target highway funding in the federal fiscal years (FFY) 2020–24 Transportation Improvement Program (TIP) and release the draft TIP for public review. The board will also continue discussion of the [Universe of Projects](#) and the Universe of [Programs](#) being considered for inclusion in [Destination 2040](#), the next Long-Range Transportation Plan (LRTP).



How can you be involved?

Take the Survey

Tell us what direction you think the MPO should take with its [investment programs](#) and whether the recommended programs represent the best way for the MPO to achieve its [vision](#). Proponents may also look to see if the [Universe of Projects](#) includes complete information about eligible projects. [Tell us](#) if there are additional projects for which you would like to advocate.



Now is the time for project proponents and supporters to attend an MPO meeting, or collaborate on a comment letter, to advocate for transportation construction projects that will benefit their communities and the Boston metropolitan region. Refer to the [TIP Development page](#) and the [Schedule of Major Milestones](#) for more information.



MPO staff seeks information on municipal or subregional studies that will be active between October 1, 2019, and

September 30, 2020, and that are related to transportation (or have a transportation-related element) for inclusion in the FFY 2020 Unified Planning Work Program (UPWP). Submissions should include the name of the municipality (or municipalities) sponsoring the study, the title of the study, and two to three sentences about the purpose of the study and any relevant details. Refer to **Appendix A of the current (FFY 2019) UPWP** for examples.

MPO staff still seeks updates regarding the implementation of recommendations from previous UPWP studies. If you are a municipal staff member and have received an email with such a request, please respond as soon as possible.



The MPO's **Public Participation Plan** has been revised to change the public review period for the TIP from 30 to 21 days, to reflect recent changes in legislation, information and communication technologies, and public participation practices. The MPO has released **the updated Plan** for a 45-day public review period. These updates will be available for public review and **comment** until April 10, 2019.

For more information about the MPO, visit the **MPO's website** and review the **Let's Plan** brochure and timeline of **Participation Opportunities in Regional Transportation Planning**. Public attendance and comments are welcome at all MPO meetings and events. For updates on meetings, and to view agendas and materials in advance, check the **MPO meeting calendar**. **Questions and comments may be submitted via the MPO's feedback form**. **Subscribe for email updates** and follow us on Twitter **@BostonRegionMPO**.



Inner Core Committee

**A subregion of the Metropolitan Area
Planning Council**

Arlington · Belmont · Boston · Brookline
Cambridge · Chelsea · Everett · Lynn
Malden · Medford · Melrose · Milton
Needham · Newton · Quincy · Revere
Saugus · Somerville · Waltham
Watertown · Winthrop

www.MAPC.org/ICC

The Inner Core Committee (ICC) consists of 21 cities and towns within the metropolitan Boston area. ICC is a forum through which issues of mutual concern can be explored and joint and cooperative action fostered. Communities in the ICC region are among the most urban and populous within the MAPC planning area and deal with a host of unique challenges. The ICC is also MAPC's largest subregion, representing the highest number of municipalities of any subregion and about 51 percent of the MAPC region's population--over 1.6 million residents.

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Access to Justice



Identity Crisis: Do Immigration Judges Need More Freedom?

Calls to make immigration judges independent from the executive branch are growing louder following sweeping policy changes under the Trump administration.

[Read full article](#)

Tenant Access To Eviction Counsel Gains Steam In Philly

After spending two years providing low-income tenants facing possible eviction with pro bono legal representation, Philadelphia's mayor and City Council are taking steps to make the pilot program permanent.

[Read full article](#)

Epstein Case Gives Victims' Rights A Defining Moment

A blockbuster decision last month that a secret non-prosecution deal between the government and a millionaire sex offender violated the Crime Victims Rights Act highlights the importance of making sure victims have a seat at the table, experts say.

[Read full article](#)

Philly's Skewed Bail System Stranding The Poor, Suit Says

Josh Glenn should have been going to high school when he turned 17, but instead he was sitting in a Philadelphia jail cell after his family was unable to afford bail. More than a decade later, he's joined the ACLU in a newly filed lawsuit challenging allegedly excessive bail practices on the part of Philadelphia judges.

[Read full article](#)

Public Defenders Blast Shuffled Immigration Hearings In NY

A recent move by immigration authorities to bump up a slew of hearing dates in New York without notice has public defenders crying foul and painting the move as a not-so-subtle attack on the ability of immigrants facing deportation to have proper counsel.

[Read full article](#)

Pro Bono Spotlight

[Kirkland Helps Minors Shake Adult Time Over Jail Scuffles](#)

Monday, March 18, 2019

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COMPANIES

[Amazon.com Inc.](#)
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Jaylan Banks and Sylvester Williams were nearing the end of their juvenile sentences at a youth facility in Harrisburg, Illinois in the spring of 2017 when they found themselves flung directly into multiyear sentences in the adult corrections system following altercations with guards.

[Read full article](#)

Perspectives

Don't Overlook First Step Act Pilot Programs

Much attention has been paid to certain First Step Act reforms and their impacts on those serving prison sentences, but two less-heralded programs created by the law could drastically reduce sentences for large swaths of the current prison population, say Addy Schmitt and Ian Herbert of Miller & Chevalier Chtd.

[Read full article](#)

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Date: Monday, March 18, 2019 3:45:49 AM



MASSACHUSETTS

Monday, March 18, 2019



TOP NEWS

Insys Exec Denied Mistrial Bid After 'Salacious' Testimony

A former Insys Therapeutics sales manager was denied a mistrial Friday by a Massachusetts federal judge, who ruled that "salacious" testimony about the company allegedly discovering topless photos of her online was admitted not for its truth or lack thereof, but rather because it was relevant in the context of the racketeering trial.

[Read full article »](#)

Canadian Ex-Football Star Will Fight Admissions Fraud Case

A wealthy Canadian businessman, philanthropist and former football star pled not guilty and said he looks forward to fighting allegations that he paid \$200,000 to have someone take his sons' SATs during his initial appearance in a Massachusetts federal court Friday afternoon.

[Read full article »](#)

Rosen Law Seeks \$1.2M Fee For \$5M State Street Settlement

After navigating a "complex and risky" class action accusing State Street Corp. of overcharging clients to a \$4.9 million settlement, The Rosen Law Firm PA asked a Massachusetts federal judge for a \$1.2 million fee award Thursday.

[Read full article »](#)

POLICY & REGULATION

Conn. Brokers Power Deal To Keep Dominion Nuke Plant Open

Connecticut officials said Friday that the state's utilities have reached a power supply agreement with Dominion Energy Inc. to keep the company's Millstone nuclear power plant open, the latest state to prop up a nuclear plant in order to preserve its zero-carbon emissions.

[Read full article »](#)

ENFORCEMENT

Feds Hate That Dirty Water, Hit Boston Suburb With CWA Suit

Federal prosecutors hit the city of Quincy, Massachusetts, with a civil complaint claiming the Boston suburb is violating the Clean Water Act by discharging sewage and untreated wastewater into Boston Harbor. But on Friday the city pushed back, calling it government overreach.

[Read full article »](#)

LITIGATION

Esformes Paid Man At Center Of College Bribery Scheme

Miami nursing home owner Philip Esformes sent more than \$400,000 to the allegedly fraudulent charity run by William "Rick" Singer, the man at the center of the massive college bribery scandal announced earlier this week, according to a government witness in Esformes' health care fraud trial.



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Morgan Stanley Workers Lured Clients, Finance Co. Says

Three now-former employees at a Boston wealth management firm resigned last week to work at Morgan Stanley, and then began asking clients to transfer accounts to their new employer, according to a suit filed Thursday in the Business Litigation Session in Massachusetts' Suffolk County Superior Court.

[Read full article »](#)

MIT 401(k) Participants Want Jury Trial Back In Play

A class of participants in a Massachusetts Institute of Technology retirement plan have urged a federal judge to revive their bid to try part of their Employee Retirement Income Security Act suit before a jury, arguing the damages they seek warrant such a trial.

[Read full article »](#)

OvaScience Investor Seeks Cert. In IVF Treatment Suit

An OvaScience investor asked a Massachusetts federal judge on Thursday to certify a class in a suit accusing the fertility company of inflating the success of its in vitro fertilization treatment, saying its securities claims are a perfect fit for class treatment.

[Read full article »](#)

Townfolk Push To Send Tribe's Casino Suit To Mass.

The Mashpee Wampanoag tribe's argument that a group of Massachusetts residents are forum-shopping by requesting a dispute over a proposed casino be transferred from the nation's capital to Massachusetts federal court is "the epitome of 'the pot calling the kettle black,'" the Bay Staters said Thursday.

[Read full article »](#)

PEOPLE

Harvard University Names New General Counsel

Harvard University announced Friday that it will be promoting its deputy general counsel to vice president and general counsel, a move that comes after the university's current top attorney announced he will be leaving to take over as president of a Pennsylvania college.

[Read full article »](#)

EXPERT ANALYSIS

State Net

Federal, State And Local Governments Vie For Control Of 5G

The next generation of wireless technology, 5G, could bring major advancements in everything from entertainment to public safety. But federal, state and local governments are at odds over how 5G should be deployed and who should regulate it, says Korey Clark of State Net Capitol Journal.

[Read full article »](#)

LEGAL INDUSTRY

Senate Likely To Blow Up Rules To Tackle Nominee Backlog

The U.S. Senate is poised to take an ax to its own rules later this month as Republicans have said they're ready to vote on a measure to quicken confirmations for judicial and administrative nominees when they return from a weeklong recess.

[Read full article »](#)

Justice Ginsburg Cheered On 86th Birthday

U.S. Supreme Court Justice Ruth Bader Ginsburg turned 86 years old on

TMK Attorneys PC

Tache Bronis

White and Williams

Willkie Farr

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AT&T Inc.

Amazon.com Inc.

American Bar Association

Boston Private Wealth LLC

Boy Scouts of America

Cognizant Technology Solutions Corp.

Crown Castle International Corp.

Dallas Mavericks

Dominion Energy Inc.

Eversource Energy

Facebook

Ferrari SpA

Google Inc.

ISO New England Inc.

Instagram Inc.

Johnson & Johnson

LexisNexis Group

Major Lindsey & Africa

Morgan Stanley

NAACP Legal Defense and Educational Fund Inc.

National Association of Counties Inc.

National Conference of State Legislatures

National Governors Association

OvaScience Inc.

Palantir Technologies Inc.

Parsons Corp.

Reed Elsevier

Spotify Technology SA

Sprint Nextel Corporation

State Street Corp.

Stout Risius Ross LLC

Tesla Inc.

Twitter Inc.

Verizon Communications Inc.

Villanova University

Volkswagen

Waze Mobile Ltd.

Zappos.com Inc.

edX Inc.

GOVERNMENT AGENCIES

Central Intelligence Agency

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Federal Bureau of Investigation

Friday, spending the day at the court as throngs of fans across the country gathered in celebration of their feminist judicial hero.

[Read full article »](#)

McKool Smith Vet Among Picks For Texas, Va. Court Slots

President Donald Trump named Friday a judicial nominee for the Eastern District of Virginia as well as one for the Northern District of Texas, which is one of 85 "judicial emergencies" where judges have hefty workloads and empty seats have long been open.

[Read full article »](#)

Up Next At High Court: FCA Deadlines, Jury Selection Bias

The U.S. Supreme Court returns Monday for its penultimate oral argument session this term, taking on a deep circuit split surrounding False Claims Act deadlines and a Mississippi prosecutor with a history of preventing African-Americans from serving on juries.

[Read full article »](#)

Split 10th Circ. Won't Revive Kavanaugh Conduct Complaints

The Tenth Circuit on Friday refused to reverse its decision dismissing conduct complaints against U.S. Supreme Court Justice Brett Kavanaugh alleging he lied under oath about his involvement in Bush-era controversies and behaved inappropriately during a contentious Senate hearing following sexual assault allegations against him.

[Read full article »](#)

Bar Prep Co. Drops Several Law Schools From Antitrust Suit

LLM Bar Exam on Thursday dropped several law schools from its appeal to the Second Circuit, seeking to revive claims that a rival conspired with the schools to stifle competition for bar exam preparation.

[Read full article »](#)

Russian 'Oligarch' Says Sanctions Cost \$7.5B, Scare Off Attys

Russian billionaire Oleg Deripaska, who was sanctioned by President Donald Trump's administration last year, sued the U.S. government in D.C. federal court Friday, claiming the sanctions are costing him \$7.5 billion and scaring off law firms that had previously represented him.

[Read full article »](#)

GC Cheat Sheet: The Hottest Corporate News Of The Week

Experts warn that companies are over-reporting to regulators amid confusion about Europe's sweeping new data protection, and the U.S. Department of Justice told attorneys that an executive's involvement in foreign bribery doesn't necessarily mean charges for the business itself. These are some of the stories in legal news you may have missed in the past week.

[Read full article »](#)

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week.

[Read full article »](#)

Podcast

Law360's Pro Say: Summa Cum Fraude

A major college admissions scandal unfolded this week as federal prosecutors charged dozens of people with participating in an elaborate scheme to help children of wealthy parents — including the co-chairman of a powerful BigLaw firm — get into elite universities. On this week's Pro Say, senior white collar crime reporter Jody Godoy unpacks the saga and explains the charges.

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Date: Thursday, February 14, 2019 4:45:45 AM



MASSACHUSETTS

Thursday, February 14, 2019



TOP NEWS

Insys Thought It 'Owned' Doctors, Former CEO Testifies

Insys Therapeutics Inc.'s former CEO told a Boston federal jury Wednesday that the company acted as if it "owned" doctors that took part in a bribery system meant to push fentanyl sales — in a day of testimony that featured a company video of an executive dancing while dressed as a bottle of fentanyl spray. [Read full article »](#)

VIDEO: Insys Exec Dances As Bottle Of Fentanyl Spray

Jurors in Boston federal court saw some unusual evidence Wednesday during the racketeering trial of five former Insys Therapeutics executives: a music video, prepared for the company's 2015 national sales meeting, in which the former head of sales dressed as a bottle of fentanyl spray and employees rapped about increasing dosages. [Read full article »](#)

DC Firm Helped Ranbaxy Avoid FDA Scrutiny, RICO Suit Says

The since-closed Washington boutique food and drug firm Buc & Beardsley LLP helped shield Indian pharmaceutical company Ranbaxy from regulatory scrutiny, according to a lawsuit filed Wednesday in Boston federal court that alleges Ranbaxy carried out a criminal enterprise that cost indirect purchasers millions. [Read full article »](#)

POLICY & REGULATION

Commerce, States Team Up To Refresh Broadband Data Map

The U.S. Department of Commerce's telecommunications agency has tapped a handful of states including California and Massachusetts to help it refresh the nation's map tracking broadband availability with a new set of data. [Read full article »](#)

LITIGATION

Students Needn't Testify To Show Bias At Harvard, Judge Told

A bias in Harvard University against Asian-American applicants is clearly demonstrated by data, and the group suing the school did not need to subject its students to the scrutiny of testifying in the landmark affirmative action case, a judge heard Wednesday during closing arguments.

[Read full article »](#)

Uber Wants Class Action Dismissed After Cab Driver's Death

Uber told a federal judge Tuesday that what's left of a putative class action against the ride-hailing company should be tossed after the suit's lead plaintiff, a Massachusetts cab driver, passed away and was not properly replaced within the required amount of time. [Read full article »](#)

Pipeline Co. Urges 1st Circ. To Kill Town's Export Ordinance

The Portland Pipe Line Corp. told the First Circuit on Tuesday that a Maine city's ordinance blocking the "bulk loading of crude oil onto any marine tank vessel" should be scrapped, arguing it violates the U.S. Constitution and a law exclusively placing authority to regulate pipeline safety with the federal



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government. [Read full article »](#)

EXPERT ANALYSIS

The Many Elements Of Protection For Pre-Existing Conditions

As discussion and debate about health coverage continues following the recent Affordable Care Act decision in *Texas v. U.S.*, it is useful to appreciate that what may be referenced in the singular as protection for pre-existing conditions is in fact a collection of multiple provisions working in concert, say Catherine Livingston and Elena Kaplan of Jones Day.

[Read full article »](#)

LEGAL INDUSTRY

Ex-Senior Apple Attorney Charged With Insider Trading

A former senior attorney at Apple Inc. who was responsible for enforcing the tech giant's insider trading compliance efforts has been charged in New Jersey federal court with illegally trading company securities ahead of quarterly earnings announcements, prosecutors said Wednesday.

[Read full article »](#)

Court's Dissatisfied 'Meh' Makes Its Way Into Published Order

An apparent internal note, featuring the pithy, informal exclamation "meh," was published in an early version of a recent order entered in California federal court dismissing a dietary supplement maker's libel and false advertising suit against a website that reviewed its products.

[Read full article »](#)

GOP Sens. Advance Plan To Speed Up Judicial Confirmations

A Senate committee passed a measure aimed at cutting down floor debate time for most judges and administrative nominees Wednesday, over the objections of Democrats who claimed the change would let Republicans "ram through" more of President Donald Trump's picks. [Read full article »](#)

Senate GOP Eyes Clearing 5 Court Picks As Dems Protest

Republicans on the Senate Judiciary Committee nudged forward five of President Donald Trump's nominees to the federal bench Wednesday, even as Democrats bitterly complained the White House had cast aside the tradition of consulting home-state senators on judicial appointees.

[Read full article »](#)

Veteran Walmart Atty To Take GC Reins At Red Cross

The American Red Cross has appointed one of Walmart Inc.'s longtime in-house attorneys as its new general counsel, the charity confirmed Wednesday, a year after its top lawyer resigned amid allegations that he mishandled a sexual misconduct case. [Read full article »](#)

No Bias In Skadden FARA Deal, Judge Tells Russian Co.

A Russian company criminally accused of a "wide-ranging conspiracy" hindering enforcement of the Foreign Agents Registration Act cannot look to the government's civil settlement with Skadden Arps Slate Meagher & Flom LLP over FARA violations earlier this year as proof of prosecutor bias against Russians, a Washington, D.C., federal judge said Wednesday.

[Read full article »](#)

Bipartisan House Bill Would Make PACER Free To All

A new bill introduced Wednesday in the U.S. House of Representatives would make federal court records through the online Public Access to Court Electronic Records system, or PACER, free for the public, with sponsors from both parties saying the move would increase transparency and improve access. [Read full article »](#)

Law Firm Leaders: Barnes & Thornburg's Robert Grand

Robert "Bob" Grand has served as managing partner of Barnes &

Planned Parenthood Federation

Ranbaxy

Sun Pharmaceutical

The American Waterways
Operators Inc.

Uber Technologies Inc.

Wal-Mart Stores Inc.

GOVERNMENT AGENCIES

Department of Commerce

Federal Communications
Commission

Federal Election Commission

Federal Trade Commission

Food and Drug Administration

National Telecommunications and
Information Administration

Securities and Exchange
Commission

U.S. Attorney's Office

U.S. Department of Justice

U.S. Department of Transportation

U.S. Environmental Protection
Agency

U.S. House of Representatives

U.S. Supreme Court

Thornburg LLP for the past five years. Here, Law360 chats with Grand about law firm mergers, the problem with email, and his firm's plans to grow in the South. [Read full article »](#)

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Subject: (Archive Copy) Introducing City Fiscal Conditions 2018
Date: Saturday, September 15, 2018 7:03:38 AM

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NLC homepage



Introducing City Fiscal Conditions 2018

In America's cities, our changing national economy has a major influence on budgetary concerns and future outlooks. Released this week, our 2018 City Fiscal Conditions survey indicates that slightly more finance officers than last year are optimistic about the fiscal capacity of their cities.

However, the level of optimism is still far below recent years. Furthermore, tax revenue growth is experiencing a year-over-year slowdown, with the growth in service costs and other expenditures outpacing it. Taken together, the survey results suggest that cities are approaching the limits of fiscal expansion.

How to Prepare for Hurricane Florence

As Hurricane Florence makes landfall on the coast of the Carolinas, we've partnered with IBTS's team of natural disaster response and recovery experts to offer practical preparedness strategies for city leaders. From maintaining public communications during the storm to ensuring your community can take full advantage of FEMA restoration and reimbursement programs, this [guide to leadership during hurricane events](#) will help city leaders give their residents the resources they need.

Why Workforce Development Matters for Mayors

For four years in a row, economic development has been the most mentioned topic for mayors. This year, 58 percent of state of the city speeches included economic development as the top priority for mayors, emphasizing the importance of workforce development to build equitable and inclusive cities.

Along this same line, 28 percent of state of the city speeches included coverage of education issues like career training and development, which is part of [a holistic workforce development strategy](#).

Ocala, Florida's Fiber Delivering for Decades

In 1995, when city leaders in Ocala, Florida, realized it was time to replace copper connections between utility substations, they chose to go with fiber optics for better supervisory control and data acquisition operations.

That same year, they hired Arnie Hersch, Senior Broadband Engineer, and tasked him with making the most out of the new infrastructure. Hersch, still working with the city, immediately got to work finding ways to help the community realize [a long list of benefits with the Ocala Fiber Network](#).

News

[As Economy Booms, U.S. Cities Report Slowing Revenue Growth](#)

Bloomberg — September 13, 2018

[Sacramento, Clear Channel, Polaris Partner to Fight Human Trafficking](#)

CitiesSpeak — September 11, 2018

[A Troubling Trend for Cities: Slowing Revenue But Rising Spending Growth](#)

Governing — September 13, 2018

[How The Loss of Advance Refundings is Hurting Cities](#)

Bond Buyer — September 13, 2018

Announcements

More local solar energy development means cleaner air, increased resiliency, and more well-paying jobs in cities across the country. There are only a few more days for cities to enter **NLC's 2018 SolSmart City Challenge**, a national competition for cities to showcase their support for solar energy. See the requirements and [apply before the deadline here](#).

Mayoral Views on Racism and Discrimination, a new report from the National League of Cities (NLC) and Boston University Initiative on Cities (IOC), explores how large city mayors understand race, discrimination and equity in their community. The report, written with support from The Rockefeller Foundation, also highlights how mayors are taking action to promote equity in their communities. Join NLC and IOC on September 17 for [a webinar exploring the report's findings](#).

Events

Nov. 7-10 [City Summit 2018 \(Los Angeles\)](#)

Job Postings

[Chief Financial Officer — Portland, Oregon](#)

[City Manager — DeKalb, Illinois](#)

[Finance Director — West Fargo, North Dakota](#)

National League of Cities



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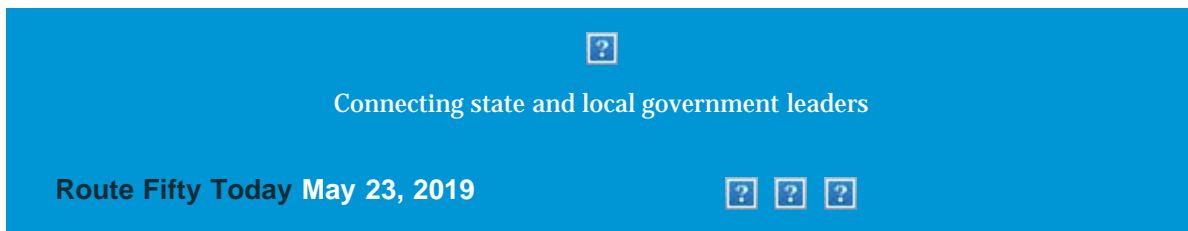
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From: [Route Fifty Today](#)
To: [Adam Chapdelaine](#)
Subject: (Archive Copy) It's not just the citizenship question—the digital divide could hurt the count of Latinos by the census
Date: Thursday, May 23, 2019 7:02:09 AM

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It's Not Just the Citizenship Question—the Digital Divide Could Hurt the Count of Latinos by the Census

EMMA COLEMAN | Fear of government, a question about citizenship, and uncertain internet connections have created the perfect storm for an undercount of the Latino population, a new report argues.

Infrastructure Talks Between Trump and Democrats Crumble

BILL LUCIA | The two sides had planned to sit down Wednesday to talk about a possible \$2 trillion package.

Ranking the Country's Parks

KATE ELIZABETH QUERAM | Washington, D.C. dethroned three-time defending champ Minneapolis in the latest version of the ParkScore index, released this week by the Trust for Public Land.

Sponsored by SAS

[Doing Good with Government Data](#)

You may wonder where to start in using analytics to improve operations and enrich the lives of citizens. What issue do you want to solve? What task needs to be simplified? Start by solving that one problem. Then, after gleaning value from that first solution, use analytics to solve other problems throughout the organization. [Privacy Policy](#).

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Investigation Fails to Determine if Virginia Governor Was in Racist Photo

EMMA COLEMAN | STATE AND LOCAL ROUNDUP | Arizona prison whistleblower asks

for more transparency ... Idaho cuts one-third of its administrative code ... California takes action on homelessness.

Congress Must Give States The Tools To Rebuild America's Infrastructure

[TIM SCHAEFER](#) | COMMENTARY | The federal government hurt state and local governments' ability to invest in our failing infrastructure last year; now they have a chance to correct that mistake.

Neighbors Suing Over Pig Fumes Spur 'Right-to-Farm' Push

[APRIL SIMPSON](#) | At least nine states have enacted or considered a "right to farm" this year.

How Rural Areas Like Florida's Panhandle Can Become More Hurricane-Ready

[EREN ERMAN OZGUVEN](#) | [THE CONVERSATION](#) | COMMENTARY | Better preparation can help make communities more resilient in the face of major disasters.

Cities Are Losing Ground in the Fight to Protect Workers

[KRISTON CAPPS](#) | [CITYLAB](#) | Thanks to a recent Supreme Court ruling, corporations are increasingly using forced arbitration to undermine state and local worker protections.

Frigid Offices Might Be Killing Women's Productivity

[OLGA KHAZAN](#) | [THE ATLANTIC](#) | As their goosebumps have long suggested, women perform better on tests of cognitive function at toastier room temperatures.

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[Doing Good with Government Data](#)

You may wonder where to start in using analytics to improve operations and enrich the lives of citizens. What issue do you want to solve? What task needs to be simplified? Start by solving that one problem. Then, after gleaming value from that first solution, use analytics to solve other problems throughout the organization. [Privacy Policy](#).

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PUBLIC POLICY

Thursday, February 28, 2019



TOP NEWS

Judge Shuts Down Roger Stone's Claims DOJ Tipped Off CNN

A Washington, D.C., federal judge overseeing the criminal case against longtime Donald Trump associate Roger Stone refused Wednesday to sanction Special Counsel Robert Mueller's team for its handling of Stone's sealed indictment prior to his arrest.

[Read full article »](#)

Analysis

Experts At Odds Over Call To Overhaul Securities Litigation

The U.S. Chamber of Commerce-backed Institute for Legal Reform recently proposed ways to address what it calls a "broken securities class action system" marked by a sharp increase in case filings, but there's little if any consensus about how best to tackle the issue.

[Read full article »](#)

VA Chief Chided Over Slow 'Mar-a-Lago Trio' Probe Response

The chairman of the House Veterans Affairs Committee criticized VA Secretary Robert Wilkie for failing to provide information concerning allegedly improper influence over the Department of Veterans Affairs by members of President Donald Trump's Mar-a-Lago Club, saying Wilkie's failure to meet a specified deadline showed a "lack of a good faith."

[Read full article »](#)

Cohen Tells Congress Trump Lied About Moscow Talks

Convicted ex-lawyer Michael Cohen said that President Donald Trump lied about plans to build a Trump property in Moscow and cut checks to silence a woman over an affair, ripping the president in daylong congressional testimony Wednesday as a "con man," cheater and racist.

[Read full article »](#)

Trump Seeks To Quash Subpoena In Protester Assault Case

President Donald Trump should not have to testify at an upcoming civil trial for protesters who say they were injured in a 2015 scuffle outside Trump Tower because there are no "exceptional circumstances" in the case that would require the president to appear in person, Trump's lawyers told a New York state court.

[Read full article »](#)

Trump Eyes Ex-Koch Staffer, Campaigner For Top DOI Atty

President Donald Trump on Tuesday announced his intention to nominate a BigLaw veteran and former campaign volunteer and Koch brothers staffer as the lead attorney at the U.S. Department of the Interior.

[Read full article »](#)

BANKING & SECURITIES

OCC Takes Aim At NY Regulator's Fintech Charter Suit

The Office of the Comptroller of the Currency formally requested Tuesday



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Jomarron Lopez
K&L Gates
Kirkland & Ellis
Kramer Levin
Lane Powell
Lightfoot Franklin
Linklaters
McDermott Will
Miller & Chevalier
Morgan Lewis

that a Manhattan federal judge throw out the New York state banking regulator's lawsuit seeking to block the federal agency from issuing specialized national bank charters to fintech firms, saying the case is premature and wrong on the law.

[Read full article »](#)

Hong Kong Bars Ex-China Brokerage Exec Over IPO Breach

Hong Kong's Securities and Futures Commission said Wednesday it has suspended a former executive of China Merchants Securities (HK) Co. Ltd. for 18 months for breaching the commission's code of conduct while supervising the listing application the company was co-sponsoring for a public offering.

[Read full article »](#)

ENERGY & ENVIRONMENTAL

EPA Sends Rule Ending 'Once In' Air Pollution Policy To WH

The U.S. Environmental Protection Agency appears poised to formalize its rescission of a 1995 policy stating that any facility considered to be a "major" polluter under the Clean Air Act could never be recategorized as a less prolific polluter.

[Read full article »](#)

Enviros Say FWS Improperly Denied Protections For Walrus

The U.S. Fish and Wildlife Service improperly ignored clear scientific evidence that Pacific walrus' habitat is increasingly at risk from the effects of climate change when it chose not to protect the animals under the Endangered Species Act last year, environmentalists said.

[Read full article »](#)

HEALTH & LIFE SCIENCES

Teva Can't Fight FDA's New Generic-Exclusivity Policy: Judge

Teva Pharmaceuticals' closely watched challenge to the U.S. Food and Drug Administration's new policy on generic-drug exclusivity is premature because the company may have forfeited exclusivity under other policies, a D.C. federal judge ruled Tuesday.

[Read full article »](#)

HHS, Nuns Defend Trump's Birth Control Rules At 9th Circ.

The U.S. Department of Health and Human Services, a group of nuns and an anti-abortion organization have urged the Ninth Circuit to reinstate Trump administration rules allowing employers with religious or moral objections to avoid providing workers with birth control under the Affordable Care Act.

[Read full article »](#)

EMPLOYMENT

Senate Panel Again OKs Trump's Labor Agency Picks

The Senate Health, Education, Labor and Pension Committee on Wednesday again advanced to the full chamber several of the president's long-stalled picks to fill U.S. Equal Employment Opportunity Commission and U.S. Department of Labor vacancies.

[Read full article »](#)

9th Circ. OKs Wash. State Exclusive Representation Law

A Washington law letting pseudo-state-employee child care workers pick a union as their sole voice in collective bargaining with the government doesn't violate union dissenters' constitutional rights, the Ninth Circuit said, affirming a win for Washington officials and the Service Employees International Union.

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Delta Air Lines Inc.
Deutsche Bank AG
DraftKings Inc.
Dynegy Inc.
Facebook
FedEx Corp.
Financial Industry Regulatory Authority Inc.

Home Care Aide Can't Get Workers' Comp, Pa. Court Says

Providers of in-home care to dementia patients are not eligible to receive workers' compensation under a provision of Pennsylvania law barring providers of so-called domestic service from benefits for on-the-job injuries, a state appeals court ruled in a published decision on Wednesday.

[Read full article »](#)

Atty Groups Back Workers In Calif. Delta Minimum Wage Row

Plaintiffs and public interest attorneys urged the California Supreme Court to affirm that the state's minimum wage law and labor codes apply to pilots and flight attendants even if they mostly work out of state, saying all employees should benefit from general wage and hour protections.

[Read full article »](#)

NLRB Panel Highlights Members' Divide On Hot-Button Topics

National Labor Relations Board chairman John Ring sparred with fellow board member Lauren McFerran during a panel discussion Wednesday over the outcome of several recent controversial cases, including one that reset the board's test for analyzing whether workers qualify as independent contractors.

[Read full article »](#)

COMPETITION

Analysis

DC Circ Needed Facts, Not Just Theory, In AT&T Case

The D.C. Circuit showed in the AT&T case Tuesday that the government will need facts to contest vertical mergers, not just economic theories.

[Read full article »](#)

CYBERSECURITY & PRIVACY

States' Power Dominates 2nd Day Of Federal Privacy Hearings

The ranking member of a key U.S. Senate committee called business groups' latest push for a federal privacy law barring states from enacting more stringent protections "somewhat disturbing," as stakeholders struggled to reach a consensus on the best way to protect Americans' online privacy.

[Read full article »](#)

Trump Order Not Enough To Curb Cybersecurity Threats

A single executive order or bill will not be enough to stymie communications security threats, a White House policy adviser said Wednesday morning, as speculation continues to build around President Donald Trump's rumored executive order that would ban Chinese equipment makers from American networks.

[Read full article »](#)

CONSUMER PROTECTION

Can't Verify Age? Can't Sell Here, Mass. AG Tells E-Cig. Co.

Massachusetts' attorney general said Wednesday that an online retailer selling electronic cigarettes is violating state laws by advertising on a website for young people and selling products online without sufficient age verification safeguards in place, ordering the company to stop selling to Bay State residents.

[Read full article »](#)

GOVERNMENT CONTRACTS

DOT Watchdog To Probe FAA Contract Award Practices

A U.S. Department of Transportation watchdog has kicked off a new audit of how the Federal Aviation Administration doles out contracts for its big

Gallup Inc.
General Motors
Google Inc.
Herman Miller Inc.
Huawei Technologies
Hulu LLC
Indivior PLC
Juul Labs
K2 Intelligence LLC
Kinder Morgan Inc.
LinkedIn Corp.
London Stock Exchange Group PLC
MGM Resorts International
Marvel Entertainment LLC
Mexican American Legal Defense and Education Fund
Mohegan Sun
Morgans Hotel Group Co.
NBCUniversal Inc.
National Employment Law Project
National Hockey League
National Immigration Law Center
National Right to Work Legal Defense Foundation
Netflix Inc.
Northeastern University
Owen Financial Corporation
PG&E Corporation
Petrobras
Pittsburgh Penguins
Public Knowledge
Reliant Energy Retail Holdings LLC
RingCentral Inc.
Robert Half International Inc.
Scientific Games Corp.
Service Employees International Union
T-Mobile USA Inc.
Target Corp.
Tesla Inc.
Teva Pharmaceutical Industries Limited
The DIRECTV Group, Inc.
Tidewater, Inc.
Trulia Inc.
Trump Organization Inc.
Turner Broadcasting System Inc.
Twitter Inc.
U.S. Chamber of Commerce
United Continental Holdings Inc.
Vistra Energy Corp.
Wal-Mart Stores Inc.

acquisition programs and wards off conflicts of interest, as the agency has continued to face criticism over its airspace improvement push.

[Read full article »](#)

No Evidence Trump's Wall Contract Exists, Gov't Atty Says

A lawyer for the Trump administration told a Massachusetts federal judge Wednesday that, to his knowledge, a supposed contract for border wall construction referenced by the president in a tweet does not exist, the central question in a public records suit filed by the ACLU.

[Read full article »](#)

INTERNATIONAL TRADE

Lighthizer Says US Will Act To Enforce China Trade Deal

U.S. Trade Representative Robert Lighthizer on Wednesday offered lawmakers a glimpse into how the U.S. will go about ensuring that China complies with provisions in a prospective bilateral trade agreement, outlining a multilayered resolution process across several levels of government, followed by unilateral action on the U.S.' part should China fall out of line.

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WTO Chief Says Time Is Running Short To Save Trade Body

World Trade Organization Director-General Roberto Azevêdo said Wednesday that the trade body is facing an unprecedented threat as tensions rise among its most powerful members, urging leaders to step up their cooperation if the multilateral institution is to be rescued.

[Read full article »](#)

UK Cements Post-Brexit Status In WTO Gov't Contracting Pact

Members of the World Trade Organization's Government Procurement Agreement, which allows companies to access roughly \$1.7 trillion worth of public contracting opportunities annually, agreed Wednesday to let the United Kingdom remain party to the deal once it completes its exit from the European Union.

[Read full article »](#)

TAX

Senate Confirms Ex-Bingham Partner As IRS Chief Counsel

A former Bingham McCutchen LLP partner was confirmed as chief counsel of the Internal Revenue Service by the U.S. Senate on Wednesday.

[Read full article »](#)

Trump Lowballed Assets To Avoid Taxes, Cohen Tells House

While still a private citizen, President Donald Trump lowered the value of his assets to improperly reduce his real estate tax burden, his former attorney Michael Cohen told a U.S. House committee Wednesday.

[Read full article »](#)

SALT Cap Will Prevent \$323B In Deductions, TIGTA Says

The state and local tax deduction cap in the 2017 tax overhaul will prevent nearly 11 million individuals from deducting roughly \$323 billion, the Treasury Inspector General for Tax Administration said in a report released Wednesday in an unredacted format.

[Read full article »](#)

CPAs Urge Revising Interest Definition In Proposed Regs

Proposed rules rewriting the federal business interest deduction should be revised to narrow what constitutes business interest, members of an accountants trade group testified Wednesday at a public hearing.

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IMMIGRATION

Analysis

EB-5 Modernization Rule No Substitute For Legislative Fix

A proposed rule to modernize the EB-5 investor visa program is facing pushback from attorneys who say it raises applicants' minimum investments too high while neglecting reforms that could be achieved through legislation to relieve crippling backlogs.

[Read full article »](#)

Texas Counties Barred From 'Purging' Naturalized Voters

A Texas federal judge has blocked a number of Lone Star counties from "purging" any more people from voter rolls after state officials were accused of targeting naturalized citizens born outside the U.S. and sending letters demanding proof of citizenship.

[Read full article »](#)

Gov't Seeks To Merge 2 Travel Ban Waiver Cases

The Trump administration has asked a California federal judge to combine two putative class actions challenging the administration's failure to implement a waiver program for President Donald Trump's travel ban, saying merging the cases will save resources and help "resolve the issue at the heart of both cases."

[Read full article »](#)

NATIVE AMERICAN

GAO Reports Native American Schooling Options Limited

The U.S. Government Accountability Office has found that Native American children are often not provided with options when it comes to their choice of school, with a report released this week finding that public schools were the only option in many school districts with at least 25 percent Native enrollment.

[Read full article »](#)

Tribes Fight Commercial Gambling Expansion In Connecticut

The tribes behind Connecticut's Mohegan Sun and Foxwoods casinos have threatened to shut the state out of millions of dollars in slot machine revenue should lawmakers open the door to commercial casino operators rather than advancing their joint gambling project, according to media reports.

[Read full article »](#)

TELECOMMUNICATIONS

FCC Defends \$6B Dish Network License Change At DC Circ.

The D.C. Circuit shouldn't touch a Federal Communications Commission ruling reworking Dish Network's licenses to allow the company increased use of its swath of the spectrum, even though it boosted the value of the satellite company's licenses by as much as \$6 billion, the agency told the court.

[Read full article »](#)

Map Coverage Claims Irrelevant To Merger, T-Mobile Says

T-Mobile told the Federal Communications Commission on Tuesday that the Rural Wireless Association has been falsely accusing the mobile giant of fudging its 4G coverage maps in irrelevant proceedings, such as the Sprint-T-Mobile merger.

[Read full article »](#)

Clyburn Teams Up With Incompas On Hill Messaging Effort

Former FCC Commissioner Mignon Clyburn announced Wednesday that she will be a spokesperson for trade group Incompas in a new initiative to convey the importance of competitive broadband networks to Congress,

U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Senate
U.S. Supreme Court
World Trade Organization

saying the contractor position does not conflict with her work on the proposed Sprint-T-Mobile merger.

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Akin Gump Calls For FCC Guidance On Junk Fax Liability

Akin Gump Strauss Hauer & Feld LLP has urged the Federal Communications Commission to shed more light on an order the agency issued surrounding liability in consumer litigation over junk faxes, as the firm said an exemption the commission touched on in that publication could shield innocent advertisers from misdirected allegations.

[Read full article »](#)

EXPERT ANALYSIS

What To Know About NY's New Rules For Selling Annuities

Attorneys at Eversheds Sutherland explain how broker-dealers selling annuity products and life insurance in New York can comply with the state's new best interest requirements, which will take effect in August this year.

[Read full article »](#)

Takeaways From AT&T-Time Warner Merger Win

While the D.C. Circuit's decision this week in U.S. v. AT&T will not make it more or less difficult for the government to challenge future vertical transactions, the opinion discusses several important principles related to vertical merger enforcement, say Joel Grosberg and Matt Evola of McDermott Will & Emery LLP.

[Read full article »](#)

Banks Should Prepare For Federal Marijuana Legalization

As federal marijuana legalization grows more likely, the industry will transition from a mostly cash-based business to one that must operate within a closely scrutinized financial system. Now is the perfect time for banks to assess how to begin providing services, says Lisa Silverman of K2 Intelligence LLC.

[Read full article »](#)

LEGAL INDUSTRY

Want A New Job? Firm Talent Drain Creates Opportunities

Recruiting qualified legal talent across all job categories is the No. 1 practice management concern for law firms amid a "talent shortage," according to the results of a survey released Wednesday.

[Read full article »](#)

CBS Top Atty Resigns, Latest Executive To Exit

CBS Corp.'s top attorney will be leaving the company at the end of the week, the latest of several executive departures and a move that comes amid high-profile legal trouble for the company.

[Read full article »](#)

Interview

Law Firm Leaders: Eversheds Sutherland US' Wasserman

Mark Wasserman, managing partner of Eversheds Sutherland US, spoke to Law360 recently about the outcomes of the firm's two-year-old trans-Atlantic combination, its plans for future growth and the changing business of law.

[Read full article »](#)

Ocwen Names New GC Amid Ongoing Legal Headaches

Ocwen Financial Corp. has promoted an in-house attorney to be its next general counsel, the financial services holding company announced Wednesday, as it continues to battle a series of legal headaches related to past compliance issues.

[Read full article »](#)

For-Profit Law School Drops Suit Against The ABA

For-profit law school Florida Coastal School of Law has agreed to drop its suit against the American Bar Association over the association's finding that the school was not in compliance with its standards for law schools.

[Read full article »](#)

The Top In-House Hires Of February

The notable legal department hires and promotions of February included appointments at Tesla, the American Red Cross, United Airlines and Herman Miller. Here, Law360 looks at these and some of the other top in-house announcements from the month.

[Read full article »](#)

3 Firms, London Exchange Pour \$20M Into UK Fintech Co.

Financial technology firm Nivaura on Wednesday said a funding round led by the London Stock Exchange Group and including Orrick Herrington & Sutcliffe LLP, Allen & Overy LLP and Linklaters LLP brought in \$20 million, as the company ramps up its capital markets-focused automation and process management platform.

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PUBLIC POLICY

Tuesday, January 8, 2019



TOP NEWS

Judiciary Pushes Back Day It Will Go Broke Over Shutdown

The U.S. judiciary has pushed back the date it is expecting to run out of money over the government shutdown to next week, increasing the chances that the impasse will resolve before courts may have to start cutting staff and delaying litigation. [Read full article »](#)

Analysis

Shutdown Pushes Antitrust Agencies Into Merger 'Triage'

The government shutdown has forced unpaid skeleton crews at the U.S. Department of Justice and the Federal Trade Commission to focus only on mergers with ticking review clocks, shunting others to the back of the line as the antitrust bar plays the waiting game. [Read full article »](#)

Justice Ginsburg Misses High Court Arguments For First Time

Justice Ruth Bader Ginsburg missed oral arguments Monday morning for the first time in her quarter-century on the U.S. Supreme Court, spending the day working from home while she recovers from cancer surgery last month. [Read full article »](#)

High Court Would Get Ethics Code Under Dems' Proposed Bill

The first bill introduced in the House by the newly sworn-in 116th Congress would impose ethics rules on U.S. Supreme Court justices for the first time. [Read full article »](#)

Pols Can't Block Critics On Social Media, 4th Circ. Says

Politicians can't ban unfavorable constituents from social media pages and accounts used for official purposes, a Fourth Circuit panel ruled Monday, in a case that centers on issues similar to those at play in a dispute at the Second Circuit over President Donald Trump's Twitter account. [Read full article »](#)

NJ, Gov. Campaign Accused Of Mishandling Rape Claim

A New Jersey housing official on Monday launched a lawsuit alleging the state and the campaign of Gov. Phil Murphy mishandled her claim that she was raped by a former campaign staffer who later got a high-ranking position within the administration. [Read full article »](#)

Colo. Can't Dodge Masterpiece Baker's Bad Faith Suit

Colorado officials must face a lawsuit filed by the baker who won a landmark U.S. Supreme Court LGBT rights case last year, a federal judge has ruled, saying the state's second discrimination complaint against him was likely brought in bad faith. [Read full article »](#)

New Calif. Gov. To Focus On Expanding Health Care Access

California Gov. Gavin Newsom took office Monday, laying out a bold agenda on a broad swath of issues and taking a series of actions aimed at expanding health care access in the Golden State. [Read full article »](#)

High Court Won't Review Row Over State Voter Data Grabs



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[Valli Kane](#)
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The U.S. Supreme Court on Monday refused to take up the Electronic Privacy Information Center's challenge to a ruling that found it lacked standing to contest the collection of state voter data by President Donald Trump's now-defunct voter fraud commission. [Read full article »](#)

BANKING & SECURITIES

9 Financial Firms Plan To Start New Exchange To Rival Giants

Nine Wall Street firms on Monday said they are teaming up to launch a stock exchange billed as a low-cost alternative to dominant players such as the New York Stock Exchange and Nasdaq. [Read full article »](#)

ENERGY & ENVIRONMENTAL

High Court Skips Mass. AG Exxon Probe, Other Enviro Cases

The U.S. Supreme Court on Monday passed on reviewing several environmental and energy cases, including Exxon Mobil Corp.'s quest to stop the Massachusetts attorney general's probe into the company's climate change statements and Oklahoma wind farm developers' bid to skip approvals from the Osage Nation for a project. [Read full article »](#)

Supreme Court Won't Revive Calif. Truck Air Filter Challenges

The U.S. Supreme Court on Monday refused to review a legal challenge to the California Air Resources Board's requirement that commercial trucks install engine particulate filters, after a state appeals court already found it didn't have jurisdiction to consider opposition to the measure. [Read full article »](#)

Don't Limit CWA Liability Case, Maui Tells High Court

Maui County, Hawaii, on Monday urged the U.S. Supreme Court to tackle the entirety of its appeal of the Ninth Circuit's ruling that the Clean Water Act covers pollution that reaches certain waterways via groundwater, rather than merely determining the CWA's scope, as suggested by the Solicitor General's Office. [Read full article »](#)

FWS Seeks To Ax FOIA Suit Over Elephant, Lion Trophy Docs

The U.S. Fish and Wildlife Service has urged a Virginia federal court to toss most of a suit brought by The Humane Society over FWS' alleged failure to publicly post information on the permits it issues to those seeking to import elephant and lion body parts into the country as trophies. [Read full article »](#)

Recycling Co's Price-Fixing Suit Against Reno Tossed

A Nevada federal judge on Monday dismissed a Nevada recycling company's lawsuit accusing rivals and the city of Reno of fixing prices for recyclable materials. [Read full article »](#)

HEALTH & LIFE SCIENCES

11th Circ. Says Future Methadone Clinic Can't Fight Ga. Laws

A company that plans to open a methadone clinic but has done no more than register its name doesn't have standing to challenge two Georgia laws that temporarily froze the state's issuance of new clinic licenses, the Eleventh Circuit has affirmed. [Read full article »](#)

TRANSPORTATION & INFRASTRUCTURE

Ford Settles On Cellular-Connected Cars Amid FCC Debate

Ford has decided that the future of technology that connects cars to each other lies in a cellular approach rather than the long-favored, radio wave-based one, a decision that could bode well for those pushing the Federal Communications Commission to repurpose the 5.9 GHz band of the spectrum for 5G use. [Read full article »](#)

REAL ESTATE

WilmerHale

COMPANIES

Alliance Defending Freedom

Altman Weil Inc.

Amazon.com Inc.

American Cable Association

American Retirement Association

Bank of America Corp.

CW Network LLC

Cable News Network Inc.

Carnival Corp.

Center for Biological Diversity

Charles Schwab Corporation

Chesapeake Energy Corporation

Choice Hotels International, Inc.

DISH Network Corporation

DraftKings Inc.

Electronic Privacy Information Center

Enel SpA

Experian

Exxon Mobil Corp.

Facebook

FanDuel Inc.

Ferro Corp.

Fidelity Investments

Humane Society of the United States

Institute for Justice

Kinder Morgan Inc.

MedStar Health

Memorial Sloan Kettering Cancer Center

Mitsubishi Chemical Holdings

Morgan Stanley

NASDAQ OMX Group Inc.

NFL Enterprises LLC

NYCwireless Inc.

National Association of Broadcasters

National Telephone Cooperative Association

New York Times Co.

New York University

Oath Inc.

Old Dominion Electric Cooperative

Owner-Operator Independent Drivers Association Inc.

PG&E Corporation

PJM Interconnection LLC

Plains All American Pipeline LP

Post Holdings Inc.

QUALCOMM Inc.

NJ Towns Must Back Up Need To Take Land When Challenged

Municipalities and redevelopment agencies in New Jersey must present evidence to back up the need to acquire properties via eminent domain for redevelopment projects when property owners challenge the condemnations, a state appeals court said Monday in a published opinion upending a ruling allowing the borough of Glassboro to take a parcel of land. [Read full article »](#)

Hoboken Can't Block High-Rise Plans With Zoning Changes

Hoboken, New Jersey, was dealt another blow in its efforts to block construction of two high-rise residential buildings along the Hudson River after a state appeals court ruled Monday that municipal ordinances could not be retroactively applied to the project. [Read full article »](#)

EMPLOYMENT

Supreme Court Again Pushes Back 3 LGBT Bias Petitions

The U.S. Supreme Court on Monday pushed back a closely watched trio of petitions asking whether federal workplace discrimination law protects LGBT workers, relisting them for consideration at its upcoming judicial conference Friday after having failed to act on them following its most recent conference last week. [Read full article »](#)

INTERNATIONAL TRADE

China Bats Aside Trump's Claim Of Leverage In Trade Talks

As U.S. and Chinese officials huddled in Beijing for a round of closely watched trade talks Monday, China's Foreign Ministry dismissed claims from President Donald Trump that Beijing's weak economy gives the U.S. leverage at the negotiating table. [Read full article »](#)

TAX

IRS To Issue Refunds During Partial Government Shutdown

The Internal Revenue Service will officially begin the tax filing season on Jan. 28, which will allow the agency to begin processing refunds, even if the partial government shutdown currently affecting the agency continues, IRS Commissioner Charles Rettig said Monday. [Read full article »](#)

BANKRUPTCY

English Translation Key In 1st Circ. Puerto Rico Bond Dispute

The fate of billions of dollars in collateral from employer contributions to Puerto Rico's largest public pension fund could hinge on the fact that an official Spanish-to-English translation altered the English name of the fund, an action whose impact on bondholders staking a claim to the collateral was debated Monday before a First Circuit panel. [Read full article »](#)

IMMIGRATION

Racist Politics At Core Of Haitian Status Decision, Court Told

Haitians who sued over the Trump administration's decision to end their special immigration status told a Brooklyn federal judge on Monday they had evidence showing the decision was rooted in anti-immigrant politics and the president's anti-Haitian racism, not the law. [Read full article »](#)

Challenge To Alleged Asylum Deterrence Policy Can Proceed

A judge ruled on Friday that a group of asylum-seekers can move forward with their challenge in D.C. federal court to an alleged U.S. Department of Homeland Security policy to regularly deny parole requests for asylum-seekers who present themselves at ports of entry in order to discourage others from making asylum claims. [Read full article »](#)

Sprint Nextel Corporation
T-Mobile USA Inc.
TD Ameritrade Holding Corp.
Texas RioGrande Legal Aid Inc.
The ERISA Industry Committee
The Wireless Internet Service Providers Association
Trader Joe's Co.
Twitter Inc.
UBS AG
Valero Energy Corp.
Verizon Communications Inc.
Virtu Financial Inc.
Waste Management, Inc.
XO Communications LLC
Zeughauser Group LLC

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
California Air Resources Board
California Attorney General's Office
Congressional Research Service
Crow Nation
Employee Benefits Security Administration
Equal Employment Opportunity Commission
European Union
Executive Office of the President
Federal Communications Commission
Federal Emergency Management Agency
Federal Energy Regulatory Commission
Federal Trade Commission
Fish and Wildlife Service
Government Accountability Office
Internal Revenue Service
Joint Committee on Taxation
Massachusetts Supreme Judicial Court
Mille Lacs Band of Ojibwe
New York City Council
New York State Empire State Development
Securities and Exchange Commission
U.S. Army
U.S. Attorney's Office
U.S. Customs and Border Protection

Sen. Wants Overhaul Of Safety Protocols For Detained Kids

The U.S. Department of Homeland Security and U.S. Customs and Border Protection should reform the internal standards the agencies set for the detention of immigrant children to prevent tragedies such as the two recent deaths of minors while in government custody, Sen. Catherine Cortez Masto, D-Nev., told the agencies on Monday. [Read full article »](#)

Immigrant Parents Aren't Owed Mental Health Care, Feds Say

The government asked a California federal judge Monday to toss a proposed class action by immigrant parents seeking mental health care after being separated from their children under Trump administration policy, arguing any obligation to provide such care ended when the parents were released from custody. [Read full article »](#)

NATIVE AMERICAN

Analysis

Justices Poised To Finally Clarify Wyo. Tribe's Treaty Rights

The U.S. Supreme Court will hear arguments Tuesday in a Crow Tribe member's bid to upend his state court conviction for elk hunting in Wyoming's Bighorn National Forest, a case that should see the justices clear up confusing precedent going back to the 1800s and determine how strongly the tribe's treaty rights stack up against Wyoming's statehood. [Read full article »](#)

TELECOMMUNICATIONS

Coalition Opposing Sprint-T-Mobile Merger Adds 5 New Orgs

Five organizations announced their opposition Monday to the proposed Sprint and T-Mobile merger by joining the 4Competition Coalition, an alliance of prominent companies and organizations lobbying the U.S. Department of Justice and the Federal Communications Commission to stop the deal. [Read full article »](#)

Nexstar Hurting Viewers In Fee Dispute, TDS Tells FCC

Nexstar Media Group is holding sought-after TV programming hostage while it tries to force TDS Telecom to pay more than double the retransmission fees TDS pays other carriers, the telecom company has told the Federal Communications Commission. [Read full article »](#)

EXPERT ANALYSIS

NY Tax Minutes: December Review And 2019 Preview

Timothy Noonan and K. Craig Reilly of Hodgson Russ LLP cover New York's largest whistleblower settlement, Gov. Andrew Cuomo's declaration of independence from Washington, D.C., and the important tax decisions that closed out 2018, with a look ahead at what's likely to make tax headlines in 2019. [Read full article »](#)

6 Advertising Law Trends To Watch In 2019

In the world of advertising last year, the recurring theme appeared to be honesty. With the lid pried away to expose how companies have been studying their customers, those customers have begun studying the companies in return, say Jason Gordon and Andrew Levad of Reed Smith LLP. [Read full article »](#)

Opinion

A Call To Permit Judicial Substitution In MDL Proceedings

While several proposed changes to multidistrict litigation procedures may be warranted and appropriate, consideration should be given to a modest modification of the judicial selection process, says Doug Smith of Kirkland & Ellis LLP. [Read full article »](#)

No Future Gain Tax For Foreigners Investing In US Property

U.S. Department of Homeland Security

U.S. Department of Justice

U.S. Department of Labor

U.S. Environmental Protection Agency

U.S. General Services Administration

U.S. Immigration and Customs Enforcement

U.S. Office of Personnel Management

U.S. Senate

U.S. Supreme Court

Proposed qualified opportunity zone regulations confirmed that the regime provides the significant taxpayer benefit of no tax on future appreciation. For non-U.S. persons, this benefit could effectively repeal the Foreign Investment in Real Property Tax Act for U.S. opportunity zone property investments, says Eric Kodesch of Lane Powell PC. [Read full article »](#)

LEGAL INDUSTRY

The 3 Hottest Regions For BigLaw Acquisitions In 2018

In a record-breaking year for law firm mergers that saw the industry log 106 total tie-ups, three regions stood out in 2018 as epicenters of activity for the largest firms, according to a report released Monday. [Read full article »](#)

Clyde & Co Launches Program To Level Gender Imbalance

Clyde & Co LLP on Monday launched a new global training program geared primarily toward its female lawyers to increase gender balance in its marketing, communications and business development activities as part of its efforts to present a more diverse brand to its clients. [Read full article »](#)

Ex-Atty For Mitsubishi Blasts Bid To Nix Gender Bias Suit

A former in-house attorney at a Mitsubishi Chemical Corp. unit pushed back Friday against a motion to have her suit accusing the company of gender discrimination tossed out of New York federal court. [Read full article »](#)

Retirement Group Nabs Eversheds Sutherland Atty As GC

The American Retirement Association has beefed up its governmental affairs team by scooping up an attorney from Eversheds Sutherland to work as the group's general counsel and putting an ex-Employee Retirement Income Security Act Industry Committee professional in a lobbying role, the group announced Monday. [Read full article »](#)

Interview

15 Minutes With Choice Hotels' General Counsel

Before moving in-house, Simone Wu worked for five years at Skadden, where she counted large media and technology companies among her clients. Now as the general counsel of Choice Hotels, she shares her thoughts on her preference to be more of a generalist than a specialist, the shifting role of corporate legal departments to function as businesses and her ideal vacation. [Read full article »](#)

'Flexible Work' Makes Freelancing More Viable In BigLaw

The rise of remote work capabilities and advances in technology are making flexible, freelance legal work a more accessible career option for corporate attorneys, say Elizabeth Black and Sara Eng of InCloudCounsel.

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PUBLIC POLICY

Tuesday, September 25, 2018



TOP NEWS

Kavanaugh Denies Assault Allegations In TV Interview

D.C. Circuit Judge Brett Kavanaugh pushed back on several allegations against him Monday, saying in a television interview, "I have never sexually assaulted anyone" — an extraordinary move for a pending U.S. Supreme Court nominee. [Read full article »](#)

Deputy AG Rosenstein To Meet Trump Amid Firing Rumors

A flurry of press reports early Monday predicted that the firing of Deputy Attorney General Rod Rosenstein was imminent, but by the end of the day, the overseer of Special Counsel Robert Mueller's investigation still had his job. [Read full article »](#)

US-China Fight Shows No Sign Of Stopping As New Tariffs Hit

The U.S. and Chinese governments installed fresh sets of tariffs on one another's products Monday, opening a fresh front in a quickly escalating trade standoff that now covers about half of the goods traded between the two economic powerhouses. [Read full article »](#)

In A Circuit Split, 6th Circ. Limits CWA's Reach

The Sixth Circuit said Monday the Clean Water Act can't be used to regulate pollutants that travel from a source through groundwater before entering navigable waters, in a split from Fourth and Ninth circuit rulings on the law's reach. [Read full article »](#)

Analysis

Denying Green Cards Over Benefits Would Invite Lawsuits

The Trump administration's recent proposal to weigh green card and visa applicants' use of certain public benefits as grounds for rejection will draw legal challenges over constitutional and procedural violations if finalized, attorneys say. [Read full article »](#)

DC Circ. Sets Net Neutrality Oral Arguments For February

The D.C. Circuit has set oral arguments in the consolidated net neutrality cases for the morning of Feb. 1, when attorneys in the contentious suit will get face time with the court to air their positions against the Federal Communications Commission's deregulation of internet service providers. [Read full article »](#)

BANKING & SECURITIES

Group Eyes Quick Win In DC Student Loan Servicer Regs Suit

A student loan servicing trade group has asked a D.C. federal judge for a quick win in its lawsuit that seeks to block the District of Columbia's recent moves to license and regulate loan servicers operating there, pushing back against the city's bid to torpedo the case altogether. [Read full article »](#)

ENERGY & ENVIRONMENTAL

Analysis



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[Littler Mendelson](#)
[McGuireWoods](#)
[Michael Best](#)
[Morgan Lewis](#)
[Native American Rights Fund](#)
[Norton Rose Fulbright](#)
[Perkins Coie](#)
[Pillsbury Winthrop](#)
[Robbins Russell](#)

Enviros Ramp Up Legal Efforts In Fight Against Trump Agenda

Environmental groups, buoyed by an increase in donations, new pro bono assistance and staff willing to put in long hours amid the Trump administration's rollbacks of environmental regulations, have leveraged those resources to score victories like information requests that contributed to the resignation of the U.S. Environmental Protection Agency administrator and blocking controversial rule delays. [Read full article »](#)

BLM Must Revert To Old Oil, Gas Policy In Sage Grouse Areas

An Idaho federal court has sided with environmental groups that alleged the Bureau of Land Management's new oil and gas leasing policy likely violated the law, issuing a preliminary injunction that restored previous provisions concerning public participation. [Read full article »](#)

DC Judge Won't Move National Monument Challenge To Utah

A D.C. federal judge on Monday denied President Donald Trump's bid to transfer to Utah a consolidated suit challenging his decision to slash the size of Bears Ears National Monument, adding in her order that the government must give 48 hours' notice before disturbing any ground. [Read full article »](#)

HEALTH & LIFE SCIENCES

Pa. Lacks Standing For ACA Birth Control Suit, 3rd Circ. Told

The federal government on Friday told the Third Circuit that a Pennsylvania federal judge's temporary injunction halting a Trump administration policy expanding a religious exemption to the Affordable Care Act contraception mandate should be reversed because Pennsylvania has no standing in the matter and suffered no irreparable harm. [Read full article »](#)

Communication Is Key To Quick ANDA Approvals, FDA Says

Companies looking to get generic drugs approved on their first go should focus on communicating with the U.S. Food and Drug Administration early and regularly, the agency said in a draft guidance released Monday as part of its larger push to make prescription drugs more accessible and affordable. [Read full article »](#)

IP & TECHNOLOGY

Fed. Circ. Shuts Down Inventor's USPTO Rule Challenge

The Federal Circuit on Monday rejected an inventor's challenge to a U.S. Patent and Trademark Office rule that he says allows the office to "indefinitely delay final agency action" and has been used to tie up his patent applications, saying his claims are time-barred and the rule doesn't conflict with his right to appeal under the Patent Act. [Read full article »](#)

TRANSPORTATION

House, Senate Leaders Agree On FAA, Disaster Relief Bill

House and Senate lawmakers have reached a deal on a new five-year reauthorization of the Federal Aviation Administration that includes legislation to shore up federal disaster preparedness programs, fund airport infrastructure upgrades, safely integrate drones and better protect travelers. [Read full article »](#)

EMPLOYMENT

NLRB Chairman Says It's Handling Email Use Case Ethically

National Labor Relations Board Chairman John Ring told a group of lawmakers calling for member William Emanuel to recuse himself from a case that could overturn a decision allowing workers to use employer email systems for union business that all the ethical steps are being followed in the case. [Read full article »](#)

COMPETITION

Schiff Hardin
Seyfarth Shaw
Sheppard Mullin
Sills Cummis
Sonosky Chambers
Steptoe & Johnson LLP
Stoel Rives
Stokes Lawrence
Venable LLP
White & Case

COMPANIES

Air Transport Association of America
American Cable Association
American Civil Liberties Union
American Express Company
Association for Accessible Medicines
Caesars Entertainment
Center for Biological Diversity
Charter Communications Inc.
Compass Lexecon
Computer & Communications Industry Association
Consumer Reports
DISH Network Corporation
Deloitte Touche
Ernst & Young
Etsy Inc.
Facebook
Gray Television Inc.
Internet Brands, Inc.
KPMG International
LG&E and KU Energy LLC
Natural Resources Defense Council
New York City Bar Association
New York Times Co.
New York University
Oracle Corp.
Otter Products LLC
Oxford Global Resources Inc.
PricewaterhouseCoopers
Public Knowledge
Raycom Media Inc.
Saks Incorporated
Sierra Club
Southern Environmental Law Center
Spectrum Management Holding Co.
Symantec Corporation
The Internet Association

FTC Staff Lays Out Policy For Portable Work Licenses

A Federal Trade Commission report issued Monday pushes the concept of state-to-state occupational license portability, a key aspect of a broader Trump administration push to loosen mandates to certify qualified workers across a host of jobs and stimulate market competition. [Read full article »](#)

Higher Rates With Gray-Raycom Deal: Cable, Satellite Groups

If Gray Television Inc. is allowed to acquire Raycom Media Inc., the resulting 142-station strong company will impose higher broadcast transmission fees on cable and satellite television providers, leading to increased costs for consumers, industry groups and DISH Network told the Federal Communications Commission on Friday. [Read full article »](#)

CYBERSECURITY & PRIVACY

OMB Unveils New Cloud Strategy In Tech Modernization Push

The White House Office of Management and Budget released a proposed "Cloud Smart" strategy Monday, meant to drive increased federal adoption of cloud computing by slashing red tape and improving related acquisition, employment and cybersecurity practices. [Read full article »](#)

AEROSPACE & DEFENSE

Interview

Pentagon Spectrum Expert Predicts More Dynamic Sharing

As Pentagon spectrum expert Frederick Moorefield Jr. sees it, the rise of mobile services has burdened the airwaves like never before and the government must consider increasingly complex sharing arrangements to accommodate wireless consumers while still securing important military communications. [Read full article »](#)

INTERNATIONAL TRADE

Trump Inks Minor Tweaks To US-S. Korea Trade Accord

President Donald Trump and South Korean President Moon Jae-in signed off on a series of modest changes to their governments' 2012 trade deal, adjusting the agreement's rules on automobile exports, customs and drug reimbursements. [Read full article »](#)

TAX

Senate Democrats Try To Force Vote On 'Dark Money' Rule

Two U.S. Senate Democrats introduced a resolution Monday that could bring a vote before the chamber on legislation to overturn the U.S. Department of the Treasury's recent "dark money" guidance. [Read full article »](#)

IMMIGRATION

Ross Ordered To Give Deposition In Census Citizenship Row

U.S. Secretary of Commerce Wilbur Ross must sit for a deposition on the addition of a question to the 2020 census concerning the citizenship status of respondents, as the federal government has made it clear that he was personally involved in the decision, a New York federal court held on Friday. [Read full article »](#)

Quotas Hurt Immig. Judges' Independence, Union Head Says

The head of the union representing the nation's immigration judges on Friday urged Congress to support legislation that would make them members of an independent court outside from U.S. Department of Justice oversight, arguing the move is necessary to ensure the rights of the individuals who go before them. [Read full article »](#)

Twilio Inc.

Twitter Inc.

Villanova University

Yale University

GOVERNMENT AGENCIES

Bureau of Land Management

Confederated Tribes and Bands of the Yakama Nation

Department of Commerce

Executive Office of the President

Federal Aviation Administration

Federal Bureau of Investigation

Federal Communications Commission

Federal Emergency Management Agency

Federal Trade Commission

Food and Drug Administration

Hopi Tribe

Internal Revenue Service

Massachusetts Legislature

Massachusetts Supreme Judicial Court

Mescalero Apache Tribe

Minnesota Department of Commerce

National Labor Relations Board

National Telecommunications and Information Administration

National Transportation Safety Board

Navajo Nation

New Jersey Supreme Court

Securities and Exchange Commission

Tennessee Valley Authority

Texas Supreme Court

Transportation Security Administration

U.S. Department of Defense

U.S. Department of Health and Human Services

U.S. Department of Homeland Security

U.S. Department of Justice

U.S. Department of Labor

U.S. Department of State

U.S. Department of the Interior

U.S. Department of the Treasury

U.S. Environmental Protection Agency

U.S. General Services Administration

U.S. Patent and Trademark Office

U.S. Senate

NATIVE AMERICAN

8th Circ. Says ND Can Require Residential Address For Voters

A divided Eighth Circuit held Monday that North Dakota can enforce requirements that voters provide identification with a current residential address to establish their eligibility to vote in the upcoming general election, splitting with a lower court that enjoined parts of a state voter-identification law after finding it discriminatory against Native Americans.

[Read full article »](#)

Tribe Slams Wash. For 'Christian Discovery' In Fuel Tax Row

The Yakama Nation urged the U.S. Supreme Court on Monday to uphold a ruling that a tribal fuel distributor doesn't have to pay a Washington state tax, saying the state is "wielding the sword of the religious, racist, genocidal, fabricated doctrine of Christian discovery" to try to undermine the tribe's treaty rights. [Read full article »](#)

TELECOMMUNICATIONS

Minn. Asks 8th Circ. To Revisit Charter's Win In VoIP Fight

The Minnesota Public Utilities Commission has asked the full Eighth Circuit to review a panel ruling that freed Charter Communications Inc.'s Voice over Internet Protocol business from state telecom regulation. [Read full article »](#)

Educational TV Co. Tells FCC Not To Change Broadcast Rules

Two organizations sent conflicting letters to the Federal Communications Commission regarding its review of children's broadcast programming requirements, with an educational television company arguing that weakening the rules would hurt educational content, while broadcasters supported deregulation as a way to be more creative. [Read full article »](#)

EXPERT ANALYSIS

Election Interference Sanctions Expand Compliance Risks

President Donald Trump issued an executive order this month authorizing new sanctions against parties determined to have interfered in U.S. elections. In the event more sanctions are imposed, the number of sanctions targets could increase significantly, placing additional importance on screening of transaction parties and their ownership structures, say attorneys at White & Case LLP. [Read full article »](#)

What We Heard At The FTC Hearings: Day 2

The Federal Trade Commission hearing on Friday featured two panels discussing the state of U.S. antitrust law and one panel on monopsony power. Jon B. Jacobs and Barry Reingold of Perkins Coie LLP offer key takeaways. [Read full article »](#)

Navigating The New Mass. Noncompete Morass

Massachusetts' new noncompete law will take effect on Oct. 1. Erik Weibust and Robert Fisher of Seyfarth Shaw LLP address some of its more confusing provisions and how employers can comply without major disruption to how they are currently doing business. [Read full article »](#)

NJ Speeds Up Complex Business Litigation

The new rules governing cases in New Jersey's complex business litigation program took effect this month, streamlining complex business and construction litigation. However, litigators should be aware of significant changes from previous rules, says Michael Sullivan of Sills Cummis & Gross PC. [Read full article »](#)

LEGAL INDUSTRY

Analysis

Why A Firm Would Shrink From Facing Off Against Kavanaugh

[U.S. Supreme Court](#)

[United Nations](#)

[United States Court of Appeals for the Third Circuit](#)

[Washington State Department of Licensing](#)

Former federal prosecutor Michael Bromwich simultaneously announced his representation of Christine Blasey Ford, who has accused U.S. Supreme Court nominee Brett Kavanaugh of sexual assault, and his resignation from litigation boutique Robbins Russell over the weekend, in a parting of ways some say was likely an act of self-preservation by the law firm.

[Read full article »](#)

2,000 Female Attys Sign Letter Backing Kavanaugh Accuser

More than 2,000 female attorneys — many from top firms, including Kirkland & Ellis LLP, McGuireWoods LLP and BakerHostetler LLP — signed a letter of “support and admiration” for the university professor who has accused U.S. Supreme Court nominee Brett Kavanaugh of sexual assault.

[Read full article »](#)

Morgan Lewis Chair Jami McKeon Re-Elected For 2nd Term

Morgan Lewis & Bockius LLP's partnership on Monday unanimously re-elected firm chair Jami McKeon, who in 2014 became the first female leader in the firm's 141-year history, for a second term. [Read full article »](#)

Avvo Will Change Ratings System To Settle NY AG Probe

Avvo, the website directory of lawyer reviews, has agreed to reform its rating system and improve how it discloses information to consumers after an investigation revealed that it boosted attorneys who voluntarily filled out their profiles, New York's attorney general said Monday. [Read full article »](#)

PwC, Fragomen Ink Global Immigration Partnership

Global immigration firm Fragomen, Del Rey, Bernsen & Loewy LLP will enter into a strategic partnership with the U.K. arm of PricewaterhouseCoopers to integrate and cross-market their tax, mobility and immigration services, the firms announced Monday, in a move that furthers the Big Four accounting firms' push into the domain of traditional law firms. [Read full article »](#)

Interview

15 Minutes With Pure Storage's General Counsel

Joe FitzGerald's experiences working at several different Silicon Valley companies have taught him the value of humor and humility. Here, he discusses the similarities he sees between the General Data Protection Regulation and Y2K, how he continuously adapts to changing privacy regulations and how his data security plans have evolved over time.

[Read full article »](#)

8 Innovative Ways To Empower Jurors

Much time and attention have been focused on improving lawyers' abilities to communicate with and persuade juries in complex trials. But it is equally important to equip and prepare jurors to become better students in the courtroom, say attorneys with DLA Piper and Litstrat Inc. [Read full article »](#)

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Date: Thursday, October 11, 2018 4:57:07 AM



MASSACHUSETTS

Thursday, October 11, 2018



TOP NEWS

Labaton To Pay \$4.8M, Accept Oversight On Fee Practices

Labaton Sucharow LLP has apologized and will pay \$4.8 million and accept oversight by a retired judge to resolve a Massachusetts federal court's investigation into the firm's excess fees and a controversial payment to a Texas lawyer, according to Wednesday court filings. [Read full article »](#)

Puma Must Face Nike's Flyknit Patent Infringement Claims

Puma must face claims that the German sportswear company is knowingly ripping off Nike's patented knitted shoe designs, a Massachusetts federal judge ruled Wednesday, queuing a legal battle over the trendy, sock-like features of Nike's Flyknit series and Puma's Netfit series. [Read full article »](#)

BioChemics Receiver Named To Help SEC Sniff Out \$17M

After dodging a \$17 million payment to the U.S. Securities and Exchange Commission, BioChemics Inc. will have to deal with a court-appointed receiver empowered by a Massachusetts federal judge Tuesday with the ability to find, manage and control the biopharmaceutical company's assets in an effort to make good. [Read full article »](#)

Delta Likely To Evade \$1M Suit Over Terminal Detention

A \$1 million suit brought by a noted Massachusetts doctor against Delta Airlines Inc. over his alleged false imprisonment in a London terminal is likely headed for dismissal, a federal judge said Wednesday, despite a stern warning from the doctor's lawyer that tossing the case could pave the way for an airline "police state" on American soil. [Read full article »](#)

POLICY & REGULATION

Let Phone Cos. Do More To Block Robocalls, AGs Tell FCC

New York Attorney General Barbara Underwood and 34 other state attorneys general have urged the Federal Communications Commission to create new rules that will authorize telephone service providers to block illegal robocalls made to consumers across the country. [Read full article »](#)

ENFORCEMENT

Feds Seek 5 Years For Convicted State Street Exec

Prosecutors called for a five-year sentence Tuesday for a former vice president of State Street Corp. convicted of overbilling clients by millions, a substantially shorter prison term than federal guidelines suggest but enough to send a message, the government said. [Read full article »](#)

LITIGATION

MIT Says Workers Don't Meet Class Standards In ERISA Suit

The Massachusetts Institute of Technology argued in Boston federal court Wednesday that employees who allege the university mishandled its retirement fund do not have grounds for class certification because of their conflicting claims about how they were harmed. [Read full article »](#)

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[Horvitz & Levy](#)
[Hunton Andrews Kurth](#)
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[Murtha Cullina](#)
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[Nutter McClennen](#)
[O'Melveny & Myers](#)
[Pierce Atwood](#)
[Scarinci Hollenbeck](#)
[Schlichter Bogard](#)

Investors Want Sinovac Capital Frozen Before Caribbean Trial

Sinovac Biotech Ltd. and a wealthy Massachusetts family accused of fraudulently overthrowing the vaccine company's board of directors bickered in U.S. court filings Wednesday over whether the company can restructure before an Antiguan judge decides if the family's coup this spring was legitimate. [Read full article »](#)

Mass. Residents Blast Tribe's Stay Bid In 1st Circ. Trust Row

A group of Taunton, Massachusetts, residents urged the First Circuit on Tuesday to reject the Mashpee Wampanoag tribe's request to pause its appeal of a decision that the tribe is ineligible to have land taken into trust for a casino project, saying it was well past time to resolve the long-dormant proceedings. [Read full article »](#)

DEALS

3 Firms Guide TransDigm's \$4B All-Cash Deal For Esterline

Private equity-backed aircraft components maker TransDigm Group Inc. has agreed to buy rival Esterline Technologies Corp. in a roughly \$4 billion deal steered by Wachtell Lipton Rosen & Katz, BakerHostetler and Skadden Arps Slate Meagher & Flom LLP, the companies said Wednesday. [Read full article »](#)

EXPERT ANALYSIS

Kavanaugh Cannot Be Compelled To Recuse Himself

Whether Justice Brett Kavanaugh's prior statements may be grounds for disqualification when it comes to judging certain cases is debatable, but there are no specific recusal guidelines for the U.S. Supreme Court. The justices themselves don't even agree on where to draw the line when it comes to perceived political bias, says Donald Scarinci, a founding partner of Scarinci Hollenbeck LLC. [Read full article »](#)

LEGAL INDUSTRY

Jenner, Munger, Milbank Partners Get Trump's Nod For Bench

President Donald Trump announced a slew of judicial nominations on Wednesday, including two nominees for the Second Circuit, three for the Ninth Circuit and a host of district court seats, among them partners from Jenner & Block LLP, Munger Tolles & Olson LLP, Milbank Tweed Hadley & McCoy LLP and Horvitz & Levy LLP. [Read full article »](#)

1 In 3 Attys Would Change Firms For More Money

One in three attorneys would find a lateral job offer enticing if it comes with higher earnings potential than their current position, according to a new survey, with the results suggesting firms are also focused on money when considering new recruits. [Read full article »](#)

Ex-Willkie, Hunton Atty Gets 5 Years In \$7.8M Fraud Case

A former Willkie Farr & Gallagher LLP and Hunton & Williams LLP partner was slammed Wednesday with a five-year prison sentence for conspiring to defraud the firms and MasterCard Inc. out of about \$7.8 million for work that was never performed, with a New Jersey federal judge calling her misconduct "a betrayal of trust." [Read full article »](#)

Chief Justice Transfers Kavanaugh Complaints To 10th Circ.

Chief Justice John Roberts said Wednesday that he's transferring 15 judicial misconduct complaints against recently confirmed Justice Brett Kavanaugh to the Tenth Circuit, after Kavanaugh's former colleagues on the D.C. Circuit passed the complaints to the U.S. Supreme Court. [Read full article »](#)

6th Circ. Picks Grilled On Gay Marriage, Health Care Cases

The Senate Judiciary Committee questioned a pair of controversial

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Skadden
Smith Duggan
Spector Gadon
Sullivan & Cromwell
Thornton Law Firm LLP
Todd & Weld
Wachtell Lipton
Willkie Farr

COMPANIES

American Association of
Neurological Surgeons
American Bar Association
American Civil Liberties Union
American Express Company
Apple Inc.
Berkshire Partners LLC
Burford Capital LLC
Delta Air Lines Inc.
Esterline Technologies Corp.
Evercore Partners Inc.
Fidelity Investments
Gilead Sciences Inc.
Goldman Sachs Group Inc.
Heathrow Airport Holdings Ltd.
International Bar Association
LexisNexis Group
LinkedIn Corp.
London Stock Exchange Group
PLC
Massachusetts General Hospital
MasterCard Inc.
Morgan Stanley
NAACP Legal Defense and
Educational Fund Inc.
Naral Pro-Choice America
New York Times Co.
Nike Inc.
Planned Parenthood Federation
Puma SE
Robert Half International Inc.
Royal Dutch Shell PLC
Sinovac Biotech Ltd.
State Street Corp.
TransDigm Group
Vannin Capital PCC
Warburg Pincus LLC
Wi-LAN Inc.

GOVERNMENT AGENCIES

Federal Communications
Commission
New York Attorney General's
Office

nominees for the Sixth Circuit on Wednesday, with Democrats criticizing the candidates' legal arguments in same-sex marriage and health care cases and chiding the Republicans' decision to push forward on the duo without home-state support. [Read full article »](#)

U.S. District Judge Slomsky In Pa. Takes Senior Status

U.S. District Judge Joel H. Slomsky, one of the Philadelphia federal court's judges, has retired to senior status, leaving a vacancy on the bench, the court announced Tuesday. [Read full article »](#)

Smaller Firms Must Prepare For Cyberattacks, Too

All law firms are targets for cybercriminals, but while the larger legal players have implemented measures to protect their data, small and midsize firms are less likely to devote the necessary time and resources to doing so, according to a report released Wednesday. [Read full article »](#)

Litigation Funder Vannin Capital Postpones IPO Plans

Litigation funder Vannin Capital said Wednesday that it is no longer planning to launch an initial public offering on the London Stock Exchange in the near future because of recent volatility in the equity market and would postpone the listing until market conditions recover. [Read full article »](#)

Legal Funder Burford Puts \$50M Toward Female-Led Litigation

Litigation funding behemoth Burford Capital on Wednesday said it will put its money where its mouth is on the issue of promoting gender parity in BigLaw, with an initiative known as The Equity Project, which has a \$50 million pool exclusively for financing litigations led by female lawyers or female-owned law firms. [Read full article »](#)

Q&A

Law Firm Leaders: Irell & Manella's Ellisen Turner

Ellisen Turner was named managing partner of Los Angeles-based midsize firm Irell & Manella LLP in September 2017. The law firm represents clients in major, high-stakes litigation and recently won the reversal of a \$2.5 billion verdict that had gone against client Gilead Sciences. The firm also guides corporations in multibillion-dollar mergers and acquisitions.

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Tuesday, October 16, 2018



TOP NEWS

Landmark Harvard Admissions Trial Begins In Boston

A group of Asian American applicants rejected by Harvard University said the school's admissions process has a statistically significant "Asian penalty" that benefits other racial groups, while the university insisted its process is fair, thorough and in line with U.S. Supreme Court precedent, as a closely watched bench trial began Monday in Boston. [Read full article »](#)

Labaton State Street Atty Fee Accord Not Yet A Done Deal

A proposed settlement between Labaton Sucharow LLP and the special master appointed to investigate alleged improprieties in a \$75 million attorneys' fee award in the State Street Corp. swindling case was met with some resistance from the judge presiding over the case and fellow co-counsel during a hearing Monday in a Boston federal courthouse. [Read full article »](#)

Ex-NECC Workers Blame Boss In Fraud Case

Attorneys for six former New England Compounding Center employees accused of misleading regulators about the workings of the facility whose tainted drugs caused a deadly meningitis outbreak placed the blame on the workers' boss in statements to a Boston federal jury Monday. [Read full article »](#)

IN-DEPTH

By the Numbers

Gender Disparity At The High Court: How Top Law Firms Measure Up

For the women at elite law firms, an enduring gender gap among advocates can create a high hurdle for their high court ambitions. Here, Law360 looks at the law firms where women score Supreme Court arguments, and where they don't. (This article is part of a series examining the gender gap among high court advocates.) [Read full article »](#)

ENFORCEMENT

Mass. Restaurant Owner Gets 1 Year For False Tax Returns

The owner of a counter-service restaurant in Salem, Massachusetts, was sentenced to a year and a day behind bars in federal court Monday after pleading guilty in July to failing to report almost \$1 million in income to avoid paying hundreds of thousands of dollars in taxes. [Read full article »](#)

LITIGATION

RJ Reynolds Hit With \$43M Verdict In Lung Cancer Trial

A Boston jury has awarded \$43.1 million in damages after finding that the blame for a man's fatal lung cancer lay with R.J. Reynolds but not with rival

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Jenner & Block
Jones Day
Kellogg Hansen
King & Spalding
Kirkland & Ellis
Labaton Sucharow
Lawyers' Committee for Civil Rights
Levy Konigsberg
Lief Cabraser
Mayer Brown
McDermott Will
McKool Smith
Morgan Lewis
Munger Tolles
Murphy & King
Nixon Peabody
Outten & Golden
Quinn Emanuel
Reichman Jorgensen
Shook Hardy

tobacco company Philip Morris or an auto parts firm accused of selling asbestos-laden brakes. [Read full article »](#)

Boston Aides Tell 1st Circ. Gov't Attacking 'Straw Man'

Two Boston mayoral aides accused of leaning on a concert organizer to secure work for a local union urged the First Circuit on Friday to uphold a decision tossing their case, saying the government is aiming at a "straw man" in its appeal. [Read full article »](#)

EXPERT ANALYSIS

State Tax Codes Can Help Mitigate Poverty

There are several tools at the disposal of state policymakers — particularly within their state tax codes — to help alleviate some of the financial pressure families face when living at or near the poverty level, say Aidan Davis and Misha Hill of the Institute on Taxation and Economic Policy. [Read full article »](#)

LEGAL INDUSTRY

Feature

Why Is There So Much Bullying In The Legal Industry?

Mounting evidence shows the legal industry has a serious problem with bullying and harassment, a reality that some say is caused by structural inequality, while others point to a culture of aggression. [Read full article »](#)

1 In 4 Women In Law Experienced Recent Harassment: Report

One in four professional women working in the legal industry experienced some form of sexual harassment or misconduct in the past five years, according to a survey released Monday. [Read full article »](#)

New Trial Boutique Eschews Billable Hours, Partner Track

Thirteen litigators have left McKool Smith to form Reichman Jorgensen LLP, a new trial boutique with offices in New York, Silicon Valley and Atlanta, leaving behind not only their previous law firm but also the billable hour as the new firm operates solely on an alternative fee basis, the firm announced Monday. [Read full article »](#)

Calif. Supreme Court Recuses Itself In Judicial Raises Case

The entire California Supreme Court has recused itself from an appeal that involves whether the Golden State owes about \$36 million worth of back wage and pension payments to a class of more than 3,000 current and former judges. [Read full article »](#)

Fla. Gov. Can't Name 3 Justices To High Court On Final Day

The Florida Supreme Court ruled Monday that Gov. Rick Scott cannot appoint three justices to the court on his final day in office and said the governor had overstepped this authority by prematurely asking the judicial nominating commission to begin the process of selecting candidates to replace three retiring justices. [Read full article »](#)

Interview

15 Minutes With Brooks Running Co.'s General Counsel

Brooks Running Co. is known in the sport's community for its "Run Happy" tagline. For its general counsel, Barbara Barrilleaux, the phrase means leading a healthy lifestyle overall. In the midst of the fall marathon season, she recently told Law360 which U.S. Supreme Court justice she wants to share a 20-minute run with, her favorite running route and her responsibilities as the top lawyer of the company. [Read full article »](#)

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NAACP Legal Defense and Educational Fund Inc.
New England Compounding Pharmacy Inc.
State Street Corp.
The Coca-Cola Company

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Equal Employment Opportunity Commission
Florida Supreme Court
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Subject: (Archive Copy) Law Firm PACs Giving Big Money To Help Ensure Face Time
Date: Monday, November 05, 2018 3:16:14 AM



PUBLIC POLICY

Monday, November 5, 2018



TOP NEWS

Feature

Law Firm PACs Giving Big Money To Help Ensure Face Time

Just 13 law firm political action committees have reported contributing a quarter-million dollars or more to candidates for federal office and party committees this election cycle, an effort some say is a good way for firms to stand out from the crowd when dealing with lawmakers. [Read full article »](#)

Trump Denied Midcase Appeal In Md., DC Emoluments Suit

A federal judge on Friday denied President Donald Trump's bid for a midcase appeal in a suit brought by Maryland and the District of Columbia alleging that potential payments to the president connected to the Trump International Hotel violate the Constitution's emoluments clauses, saying there were no legal questions to resolve. [Read full article »](#)

High Court Clears Way For Kids' Climate Trial

The U.S. Supreme Court late Friday lifted a stay on a suit lodged by 21 children accusing the federal government of pushing policies that will worsen climate change-related dangers, clearing the way for a landmark constitutional trial to begin in an Oregon federal courtroom but leaving room for the Ninth Circuit to potentially decide the case's future. [Read full article »](#)

High Court Denies Trump Bid To Halt '20 Census Question Trial

A divided U.S. Supreme Court Friday denied a bid by the Trump administration to delay an upcoming trial over the inclusion of a citizenship question on the 2020 census, rebuffing a request to halt the proceedings while the justices consider the government's petition to curb discovery. [Read full article »](#)

Both Sides Decry 'Wolf' Of Racial Bias As Harvard Trial Wraps

The closely watched trial of a lawsuit taking on Harvard University's affirmative action admissions policies, which could land before the U.S. Supreme Court and have a wide-ranging effect on college applications, closed Friday with the challengers saying the "wolf" of racial bias was at the school's front door and the university saying that wolf was targeting black and Latino students. [Read full article »](#)

Advocates Say Trump Can't Block And Detain Asylum Seekers

President Donald Trump cannot block asylum seekers who do not present themselves at designated ports of entry and detain them indefinitely under both international law and immigration statute, attorneys and advocates said Thursday and Friday. [Read full article »](#)

It's Not Over: Dems Press For Kavanaugh's Bush-Era Records

A D.C. federal judge on Friday ordered the Department of Justice and lawyers for six Judiciary Committee senators suing to obtain Supreme Court Justice Brett Kavanaugh's records from his time as a top adviser in the Bush administration to turn in a status report on resolving the conflict by Dec. 7. [Read full article »](#)



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LAW FIRMS

Akerman
Akin Gump
Arnold & Porter
Ashburn & Mason
Baker McKenzie
Balch & Bingham
Barnes & Thornburg
Bartlit Beck
Brafman & Associates
Brownstein Hyatt
Buckley Sandler
Burke Warren
Burns & Levinson
Cassidy Levy
Cohen Milstein
Cole Schotz
Consovoy McCarthy
Cooper & Kirk
Covington & Burling
Cozen O'Connor
DLA Piper
Fisher Phillips
Foley & Lardner
Foley Hoag
Fox Rothschild
Fried Frank
Gibson Dunn
Gupta Wessler
Hinshaw & Culbertson
Hogan Lovells
Holland & Knight
Jones Day
K&L Gates
Kelley Drye
Kellogg Hansen
Kirkland & Ellis
Latham & Watkins
Lawyers' Committee for Civil Rights

BANKING & SECURITIES

CFPB Ducks Injunction Bid Over FOIA Request For Zillow Suit

A D.C. federal judge has declined to order the Consumer Financial Protection Bureau to accelerate processing of a Freedom of Information Act request filed by a lawyer seeking to bolster a securities fraud class action complaint against Zillow, unconvinced that an imminent deadline for briefing on those pleadings warranted such a measure. [Read full article »](#)

FinCEN Staffer Invokes Civic Duty Over Russia Probe Leaks

A senior adviser at the U.S. Treasury Department's Financial Crimes Enforcement Network charged with leaking banks' suspicious activity reports on transactions tied to Special Counsel Robert Mueller's investigation to BuzzFeed acted out of a civic duty to bring the information to light, her lawyer said Friday. [Read full article »](#)

ENERGY & ENVIRONMENTAL

EPA Looks To Speed Up Ozone Standard Review Process

The U.S. Environmental Protection Agency said Friday it was skipping some traditional administrative steps in a race to meet a 2020 deadline on whether to tighten, loosen or leave in place current standards for ground-level ozone. [Read full article »](#)

Enviro Expert Testimony Allowed In Ill. Coal Plant Dispute

An Illinois federal court refused to exclude the testimony of an expert witness for environmental groups in a fight over how to remedy violations of the Clean Air Act at a coal-fired power plant in Illinois, saying there was no fundamental flaw in the expert's methodology that made it inadmissible. [Read full article »](#)

Enviro Atty Bids For His Freedom Pending Ala. Bribery Appeal

A former Balch & Bingham LLP environmental partner sentenced to five years for bribery has asked a judge to keep him out on bond pending appeal, while prosecutors said Thursday that shouldn't happen. [Read full article »](#)

Beverly Hills Attacked By Bird Rides Over E-Scooter Ban

Bird Rides Inc. has sued Beverly Hills in Los Angeles Superior Court, claiming the city's recent ban on motorized scooters — and decision to immediately begin impounding any such devices found on city streets — violated the company's constitutional rights as well as the state's environmental review process. [Read full article »](#)

HEALTH & LIFE SCIENCES

Feature

12 States Will Vote On Health Care Ballot Measures Tuesday

Voters in a dozen states on Tuesday will decide ballot measures related to health care provider reimbursement and staffing, Medicaid expansions, abortion rights, and the legality of medical and recreational marijuana. Here, Law360 spotlights 17 measures with important implications for the health sector. [Read full article »](#)

Timeline Set For HHS To Clean Up Medicare Appeals Backlog

A D.C. federal judge has said the U.S. Department of Health and Human Services has until the end of 2022 to completely clean out a backlog of thousands of Medicare billing appeals, noting that HHS has been given the funding to address the pileup. [Read full article »](#)

TRANSPORTATION & INFRASTRUCTURE

Feature

Transportation Ballot Measures To Watch In The Midterms

Levi & Korsinsky

Lewis Roca

Lightfoot Franklin

Lowenstein Sandler

Mayer Brown

McCarter & English

Meyer Capel

Meyers Nave

Mintz Levin

Morgan Lewis

Morrison & Foerster

Nelson Mullins

O'Melveny & Myers

Orrick Herrington

Paul Hastings

Peckar & Abramson

Perkins Coie

Polsinelli

Quinn Emanuel

Reed Smith

Ropes & Gray

Rosen Law Firm PA

Ruchelman PLLC

Saul Ewing

Scarinci Hollenbeck

Schiff Hardin

Seyfarth Shaw

Sidley Austin

Skadden

Snell & Wilmer

Squire Patton Boggs

Sugarman Rogers

The Employment Law Group PC

Weil Gotshal

White & Case

Wiley Rein

WilmerHale

Winston & Strawn

Young Conaway

COMPANIES

AT&T Inc.

Akorn Inc.

Amazon.com Inc.

American Association for Justice

American Civil Liberties Union

American Hospital Association

American Immigration Council

American Immigration Lawyers Association

American Intellectual Property Law Association

American Medical Response Inc.

Apple Inc.

U.S. voters will consider more than 200 state and local transportation-related ballot initiatives on Tuesday, including gas tax increases, bond issuances and so-called "lockbox" measures ensuring that transportation and infrastructure funds are used exclusively for their intended purpose. Here are several transportation ballot initiatives to watch on Tuesday. [Read full article »](#)

REAL ESTATE

Analysis

Calif. Cities Could Face New Rent Control Hurdles

California voters on Tuesday will decide whether to lift a decades-old ban on rent control in various cities up and down the state, and experts say should the ban be lifted, cities will face the complex task of putting rent control into place. [Read full article »](#)

EMPLOYMENT

Feature

3 Tips For Employers To Dodge Election Day Strife

With millions of voters primed to pull the lever for their preferred candidates on Tuesday in a hotly contested midterm cycle, employers should be on alert to avoid legal trouble that can bubble to the surface when workers head to the polls on Election Day. Here, experts share three tips to keep employers on solid legal ground while ballots are being cast. [Read full article »](#)

Gov't Fights UPS Retirees' Challenge To Pension Cuts

The U.S. government fired back Thursday at retirees who challenged a law legalizing cuts to vested pensions, claiming the U.S. Department of the Treasury's authorization of benefits cuts does not constitute a governmental taking of private property and urging the U.S. Court of Federal Claims to toss the proposed class action. [Read full article »](#)

NJ's Earned Sick Leave Law Will Cost Employers If Violated

New Jersey employers stand to face expensive consequences if they violate the state's new earned sick leave law, which has lesser-known provisions that could render companies noncompliant, Garden State labor lawyers said when the measure went into effect in late October. [Read full article »](#)

CYBERSECURITY & PRIVACY

Analysis

Federal Privacy Law May Need Bigger Boost Than Midterms

The debate around the shape of America's data privacy regime will continue long after the midterms, but while Tuesday's races could prompt significant leadership changes on key committees in both chambers, the path to consensus still looks to be a long haul. [Read full article »](#)

INTERNATIONAL TRADE

Calif. Ivory Ban Upheld By State Appeals Court

A California law that almost completely bans the sale or purchase of ivory or rhinoceros horn has been upheld, with an appeals court rejecting a challenge from an ivory trade group that supports transactions involving ivory from already existing stockpiles. [Read full article »](#)

Feature

Renewed Sanctions Say 'Keep Out' To Energy Cos. Eyeing Iran

Companies that dipped their toes back into the Iranian energy sector in 2016 when the U.S. lifted sanctions after brokering an international nuclear deal are now having second thoughts, if not already scurrying for the exits, with the Trump administration set to reimpose sanctions on Monday. Here,

Avalere Health LLC
BNSF Railway Co.
Bank of America Corporation
BuzzFeed Inc.
CRA International Inc.
CTIA
Cartier SA
Center for Biological Diversity
Citizens for Responsibility and Ethics in Washington
Computer & Communications Industry Association
Converse Inc.
Cox Communications Inc.
DaVita Inc.
Delta Air Lines Inc.
Drummond Company Inc.
Equifax Inc.
Facebook
FiberTower Corporation
Frontier Communications Corp.
GoDaddy Inc.
Google Inc.
Hulu LLC
Humane Society of the United States
Independent Film & Television Alliance
International Brotherhood of Teamsters
International Refugee Assistance Project
Internet Corporation for Assigned Names and Numbers
Johnson & Johnson
Kraft Foods Inc.
MGM Resorts International
Massachusetts Bar Association
Methodist Hospital System
Microsoft Corporation
NAACP Legal Defense and Educational Fund Inc.
National Association of Consumer Advocates
Natural Resources Defense Council
Netflix Inc.
New Enterprise Associates Inc.
Northern Mariana Islands Retirement Fund
Our Children's Trust
PG&E Corporation
Planned Parenthood Federation
Public Knowledge
Royal Philips NV

attorneys outline several risks energy companies must grapple with now that the sanctions are back in place. [Read full article »](#)

US, EU Propose Penalties For Late WTO Notifications Filings

A recent proposal drafted by the U.S., European Union and other nations would slap penalties on World Trade Organization members who miss deadlines to flag changes to their trade programs, a move that aims to increase transparency and ramp up compliance with notification requirements under a slew of trade agreements. [Read full article »](#)

Chinese Mattress Imports May Harm US Bedmakers, ITC Says

The U.S. International Trade Commission has found that mattresses imported from China may be harming the U.S. industry, paving the way for the U.S. Department of Commerce to continue its investigation into the Chinese imports. [Read full article »](#)

IMMIGRATION

9th Circ. Upholds Removal Of H-1B Holder Over Visa Lapse

The Ninth Circuit on Friday upheld a removal order for a Chinese citizen who overstayed his work visa, finding that he is not eligible to adjust his status to permanent resident because he spent too many days without lawful status, even though he was authorized to work for that period. [Read full article »](#)

Trump Denying Caravan Asylum Bid, Hondurans' Suit Says

Six Hondurans challenged the Trump administration's plans to block a migrant caravan heading toward the southern U.S. border, telling a D.C. federal court in a proposed class action Thursday that President Donald Trump's promise to deny the migrants a chance to apply for asylum violates the U.S. Constitution. [Read full article »](#)

GOP Sen. Floats Tax, Social Program Changes To Fund Wall

Sen. James Inhofe, R-Okla., has unveiled legislation designed to raise funds for President Donald Trump's long-desired wall on the border between the U.S. and Mexico, proposing eligibility checks for certain tax credits and citizenship verification for government benefit programs as ways to pay for the \$25 billion project. [Read full article »](#)

Couple Sues Feds Over Delays In Spouse's Visa Approval

The federal government is violating federal regulations and the U.S. Constitution by taking too much time to process a spouse immigrant application filed for a Moroccan woman by her U.S.-born husband, the Georgia man alleged Friday in District of Columbia federal court. [Read full article »](#)

TELECOMMUNICATIONS

New Deal Allows Price Increase For Wholesale Domain Names

The National Telecommunications and Information Administration has reached a renewed and updated agreement with VeriSign, the wholesale administrator of .com web domains, that includes allowing a price increase for wholesale domain registrations. [Read full article »](#)

AT&T, T-Mobile Get OK To Bid In 28 GHz Auction

AT&T and T-Mobile are among the 40 applicants that have been given the green light by the Federal Communications Commission to participate in an auction for the 28 gigahertz band slated for this month, according to filings from the agency. [Read full article »](#)

WHITE COLLAR

Gov't Cracks Open Six-PAC Fraud Scam As Politico Cops Plea

A conservative political activist from Arizona admitted in Manhattan federal

Service Employees International Union

Sierra Club

Skechers USA Inc.

Straight Path Communications Inc.

T-Mobile USA Inc.

Tempur Sealy International Inc.

Trump Organization Inc.

U.S. Chamber of Commerce

United Parcel Service Inc.

VeriSign Inc.

Verizon Communications Inc.

WeWork LLC

Wildlife Conservation Society

Yahoo! Inc.

Zillow Inc.

GOVERNMENT AGENCIES

Administrative Appeals Office

Alabama Department of Environmental Management

Alabama Legislature

Bureau of Citizenship and Immigration Services

Bureau of Labor Statistics

California Energy Commission

California Supreme Court

Central Intelligence Agency

Consumer Financial Protection Bureau

Delaware Court of Chancery

Department of Commerce

Equal Employment Opportunity Commission

European Union

Executive Office of the President

Federal Bureau of Investigation

Federal Communications Commission

Federal Election Commission

Federal Trade Commission

Financial Crimes Enforcement Network

Fish and Wildlife Service

Internal Revenue Service

International Trade Commission

Massachusetts Supreme Judicial Court

Missouri General Assembly

National Archives and Records Administration

National Labor Relations Board

National Park Service

National Security Agency

National Telecommunications and

court Friday that he pilfered money from donors to six political action committees he founded, after prosecutors charged him and his brother with fraudulently raising \$23 million and taking millions for themselves. [Read full article »](#)

ELECTIONS

Feature

III. AG Hopefuls Say Consumer Advocacy Will Be Priority

As they vie to fill the open seat left by departing Illinois Attorney General Lisa Madigan, both the Democratic and Republican candidates told Law360 they want to continue Madigan's 16-year legacy as a strong consumer advocate, focusing on technology and data privacy. [Read full article »](#)

EXPERT ANALYSIS

What We Heard At The FTC Hearings: Days 6 And 7

The fourth hearing in the Federal Trade Commission's series on competition in the 21st century addressed innovation and intellectual property. Eric Weiss and Nick Hesterberg of Perkins Coie LLP offer some key takeaways. [Read full article »](#)

Next Steps For Oil And Gas Owners If Colo. Passes Prop 112

On Tuesday, Colorado voters will decide whether to enact a ballot initiative that significantly restricts oil and gas development. If Proposition 112 passes, owners of oil and gas mineral interests will likely seek redress for the loss of their valuable property rights, says Brent Owen of Squire Patton Boggs LLP. [Read full article »](#)

C-Corps Exempt From Full Scope Of Foreign Income Inclusion

Now that certain U.S. corporations can receive tax-free dividends by reason of the 100 percent dividend received deduction, the IRS has determined — according to guidelines released Oct. 31 — that Section 956 should also not be applied where a dividend would not be taxed, says Stanley Ruchelman of Ruchelman PLLC. [Read full article »](#)

LEGAL INDUSTRY

Legal Sector Jobs Creep Up, Still Lag Behind 2008

The legal services sector added just 600 jobs during the past month, a small uptick that doesn't make up for an overall decline in jobs the industry has experienced over the past decade, according to data released Friday by the Bureau of Labor Statistics. [Read full article »](#)

Consumer Case Funders Offer 'Haircuts' On Returns: Study

Legal funders routinely give significant "haircuts" on repayments from clients who take advances on expected recoveries from their cases, according to new research on an industry getting increasing regulatory scrutiny. [Read full article »](#)

LSAT Test Maker Owes \$400K Attys' Fees In Contempt Payout

A California federal judge said Friday he'll likely award the state's Department of Fair Employment and Housing \$400,000 in attorneys' fees after it won a contempt bid against the Law School Admission Council for failing to accommodate disabled LSAT test takers under a consent decree. [Read full article »](#)

Analysis

Up Next At High Court: Kavanaugh Investiture To Cap Week

Before Justice Brett Kavanaugh's formal investiture Thursday, the U.S. Supreme Court will tackle six different cases ranging from uranium mining in Virginia to the taxability of lost railroad wages during the last week of its November argument session. [Read full article »](#)

Information Administration
New Jersey Department of Labor and Workforce Development
Nuclear Regulatory Commission
Office of the U.S. Trade Representative
U.S. Attorney's Office
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
United States Court of Appeals for the Ninth Circuit
World Trade Organization

Feature

GC Cheat Sheet: The Hottest Corporate News Of The Week

More than 50 corporate giants signed a statement against reported plans by President Donald Trump to roll back legal protections for transgender people, the Hong Kong Securities and Futures Commission proposed further regulating the cryptocurrency industry, and new U.S. Equal Employment Opportunity Commission numbers on sexual harassment claims were higher than estimated. These are some of the stories in corporate legal news you may have missed in the past week.

[Read full article »](#)

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week.

[Read full article »](#)

Podcast

Law360's Pro Say: Will RICO Harsh The Pot Industry's Buzz?

The tension between state and federal cannabis laws was on display this week in Colorado, where a marijuana farm beat accusations that their otherwise legal business amounted to federal racketeering. To break down the case's big implications for a budding industry, we're joined on the Pro Say podcast by Denver court reporter Diana Novak Jones.

[Read full article »](#)

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From: [Public Policy Law360](#)
To: achapdelaine@town.arlington.ma.us
Subject: (Archive Copy) Law360 Names Practice Groups Of The Year
Date: Monday, January 14, 2019 3:59:40 AM



PUBLIC POLICY

Monday, January 14, 2019



TOP NEWS

Law360 Names Practice Groups Of The Year

Law360 congratulates the winners of its 2018 Practice Group of the Year awards, which honor the law firms behind the litigation wins and major deals that resonated throughout the legal industry in the past year.

[Read full article »](#)

The Firms That Dominated In 2018

Law360's top four Firms of the Year notched a combined 32 Practice Group of the Year awards after successfully securing wins in bet-the-company matters and closing high-profile, big-ticket deals for clients throughout 2018.

[Read full article »](#)

Analysis

Up Next At High Court: Booze, Property And Class Actions

As Justice Ruth Bader Ginsburg's health and a pair of high-profile Trump administration appeals continue to grab attention, the U.S. Supreme Court will forge ahead Monday with a packed week of oral arguments in cases involving state liquor laws, real estate takings and who can remove class actions to federal court, among others. [Read full article »](#)

Ginsburg Cancer-Free, But Will Miss More Arguments

Justice Ruth Bader Ginsburg is now cancer-free and recovering smoothly following her lung surgery last month, but the 85-year-old justice will miss another week of oral arguments as she continues to work from home, a court spokeswoman said Friday. [Read full article »](#)

Trump Floats 'Emergency' Declaration Amid Record Shutdown

The federal government shutdown lurches to a new record this weekend as Congress passed a bill Friday to provide workers with back pay after the government reopens, but an impasse over President Donald Trump's \$5.7 billion demand for a wall on the Mexican border remained. [Read full article »](#)

'Path To Citizenship' In Sight For H-1B Holders, Trump Says

Changes to a visa program for foreign workers with advanced U.S. educational degrees may soon include a "potential path to citizenship," President Donald Trump tweeted Friday. [Read full article »](#)

DOJ Granted Stay In Bump Stock Case Because Of Shutdown

A key hearing involving the Trump administration's ban on bump stocks, originally scheduled for Friday, was stayed until the U.S. Department of Justice receives sufficient funding for its litigation efforts — one more sign of the increasing pressure the federal courts face from the standoff over President Donald Trump's demand for money to build a border wall.

[Read full article »](#)

Congress Greenlights Back Pay For Furloughed Fed Workers

The U.S. House of Representatives overwhelmingly agreed on a bill to give furloughed federal workers back pay after the government shutdown ends, sending the bill to President Donald Trump's desk Friday. [Read full article »](#)



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Anderson Kill
Arent Fox
Arnold & Porter
BakerHostetler
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Blank Rome
Boies Schiller
Boone Karlberg
Bowman and Brooke
Bracewell
Cleary Gottlieb
Clyde & Co
Cohen Milstein
Covington & Burling
Cravath Swaine
Crowell & Moring
DLA Piper
Davis Polk
Davis Wright Tremaine
Debevoise & Plimpton
Dechert
Desmarais LLP
Duane Morris
Eversheds Sutherland
Fish & Richardson
Foley & Lardner
FordHarrison
Fried Frank
Gibson Dunn
Goldstein & Russell
Goldstein Law PLLC (Minneapolis, MN)
Goodwin
Hagens Berman
Hogan Lovells
Holland & Knight

BANKING & SECURITIES

Chinese Listings On US Markets Surge Amid At-Home Slump

Forty-three Chinese companies publicly listed in the U.S. in 2018, including Tencent Music Entertainment Group, state-run outlet Xinhua News Agency reported Friday, even after Hong Kong overhauled a number of rules in an effort to score some offerings of its own. [Read full article »](#)

Bank Examiners Getting The Word On Guidance, Officials Say

Federal banking officials on Friday highlighted the work that's underway to make sure bank examiners understand they can't ding banks for violating supervisory guidance, but were cagey about prospects for formal rulemaking on how this guidance is used. [Read full article »](#)

ENERGY & ENVIRONMENTAL

Dems Question EPA On Wheeler Confirmation Hearing Prep

Sen. Tom Carper, D-Del., and fellow Democrats have questioned whether the U.S. Environmental Protection Agency has directed employees to work on acting Administrator Andrew Wheeler's confirmation hearing to be the agency's permanent head despite the agency's shutdown plan mandating that only certain employees continue to work. [Read full article »](#)

Fracker Wants Exemption From Calif. Offshore Permit Order

An oil and natural gas company on Thursday asked a California federal judge to amend an order blocking the federal government from approving any offshore fracking permits or plans in the state, arguing two of its wells should be cleared for use. [Read full article »](#)

HEALTH & LIFE SCIENCES

Analysis

Government Shutdown Stretches FDA Food Safety Thin

The U.S. Food and Drug Administration is trying to resume inspections of high-risk foods as the federal government shutdown drags on, forcing the agency to triage thinned resources to monitor food safety risks amid concerns that problems would go undetected. [Read full article »](#)

13 States, DC Win Freeze Of ACA Birth Control Exemptions

A California federal judge late Sunday barred the Trump administration from letting more employers in 13 states and Washington, D.C., invoke religious or moral objections to avoid an Affordable Care Act requirement to provide no-cost birth control to workers. [Read full article »](#)

IP & TECHNOLOGY

Mont. Judge Won't Halt DOI Royalty Panel Suit For Shutdown

A Montana federal judge on Friday rejected the federal government's bid to halt proceedings in an environmental group's suit over access to the U.S. Department of Interior's policies on mineral royalties. [Read full article »](#)

Broad US Tech Rules Will Curb Innovation, Commerce Told

An internet trade association that includes Facebook, Google and Amazon has urged the U.S. Department of Commerce to tread carefully when imposing export controls on new technologies, arguing that overbroad regulations could drive startups and innovators overseas. [Read full article »](#)

EMPLOYMENT

Supreme Court To Eye Title VII Exhaustion Requirements

The U.S. Supreme Court agreed Friday to consider whether federal courts can hear a workplace bias claim even if the worker making it didn't complain to the U.S. Equal Employment Opportunity Commission before suing, agreeing to review a Fifth Circuit ruling that revived a Texas worker's

Hueston Hennigan
Jenner & Block
Jones Day
Joseph Hage
Kaplan Hecker
Keker Van Nest & Peters
Kelley Drye
King & Spalding
Kirkland & Ellis
Kramer Levin
Labaton Sucharow
Lash & Goldberg
Latham & Watkins
LegalForce RAPC Worldwide
Lief Cabraser
Littler Mendelson
Marler Clark
Marshall Dennehey
Mayer Brown
McGuireWoods
McKool Smith
Milberg Tadler
Mintz Levin
Morgan Lewis
Morrison & Foerster
Motley Rice
Munger Tolles
Munsch Hardt
Norton Rose Fulbright
Ogletree Deakins
Orrick Herrington
Outten & Golden
Paul Weiss
Phillips & Associates
Proskauer Rose
Quinn Emanuel
Recht Kornfeld
Reed Smith
Rogers Joseph
Ropes & Gray
Sanford Heisler Sharp
Schiff Hardin
Schulte Roth
Selendy & Gay
Seyfarth Shaw
Shearman & Sterling
Sheppard Mullin
Sidley Austin
Simpson Thacher
Skadden
Steptoe & Johnson LLP
Sterne Kessler
Sullivan & Cromwell

religious bias suit. [Read full article »](#)

11 AGs Tell NLRB Not To Narrow Joint Employment Standard

A coalition of attorneys general from 10 states and the District of Columbia urged the National Labor Relations Board on Friday not to revert to its past definition of a "joint employer," saying the move would weaken workers' ability to organize and hold their employers accountable. [Read full article »](#)

Feature

NLRB Extends Comment Period In Joint Employer Battle

The National Labor Relations Board on Friday issued a surprise two-week extension of the public comment period on the board's proposal to roll back its controversial Browning-Ferris joint employer test, but the nearly 30,000 comments submitted so far make it clear there's a sharp divide between pro-business and pro-labor factions over how broad the standard should be. [Read full article »](#)

Air Traffic Controllers Union Sues Feds Over Shutdown Pay

A union representing thousands of U.S. air traffic controllers sued the federal government on Friday for forcing its members to work without pay since December, joining a number of other labor unions that have taken the Trump administration to court over the ongoing shutdown. [Read full article »](#)

COMPETITION

AG Nominee Promises Recusal In Time-AT&T Merger Case

President Donald Trump's nominee for attorney general told members of the Senate Judiciary Committee he would recuse himself from the U.S. Department of Justice's review of the proposed AT&T-Time Warner merger if he were confirmed, Sen. Amy Klobuchar said Friday. [Read full article »](#)

CVS-Aetna Judge To DOJ Attys: 'Roll Up Your Sleeves'

A D.C. federal judge Friday ripped into the U.S. Department of Justice antitrust attorneys who have been pushing him to approve CVS Health Corp.'s purchase of Aetna Inc. assets after they filed a status report claiming they cannot work on the case until the government shutdown ends. [Read full article »](#)

DOJ To Take Closer Look At \$35B Harris, L3 Deal

Government contractors Harris Corp. and L3 Technologies Inc. disclosed Friday that the U.S. Department of Justice has asked for more information about their planned \$35 billion merger of equals, which stands to create the sixth-largest defense company in the country. [Read full article »](#)

INTERNATIONAL TRADE

Turkey Blocks US Bid For WTO Panel In Metal Tariff Fight

Turkey blocked the United States' bid to establish a World Trade Organization panel to consider a set of Turkish retaliatory duties on Friday, as the Trump administration continues to fight back against countries who have slapped levies on American goods in response to U.S. metal tariffs. [Read full article »](#)

US Holds Firm On Ag Demands In Looming EU Trade Talks

The Office of the U.S. Trade Representative declared Friday that it would look to pry open the European Union's tightly protected agricultural market in forthcoming bilateral trade talks despite the EU's repeated insistence that agriculture will not be included in any trade deal. [Read full article »](#)

NATIVE AMERICAN

Native American Groups Slam Trump, Congress For Shutdown

The leaders of eight Native American advocacy groups castigated President Donald Trump and Congress on Thursday and urged them to end the

Susman Godfrey
Troutman Sanders

Ury & Moskow

Venable LLP

Vinson & Elkins

Wachtell Lipton

Weil Gotshal

Wendel Rosen

White & Case

White and Williams

Wigdor LLP

Wiley Rein

Wilkinson Walsh

Williams & Connolly

WilmerHale

Winston & Strawn

Woodley & McGillivray

Wright Close

Zuckerman Spaeder

COMPANIES

AT&T Inc.

Aetna Inc.

Alibaba Group Holdings Ltd.

Amazon.com Inc.

American Bankers Association

American Bar Association

American Conference Institute

American Federation of
Government Employees

American Federation of Labor and
Congress of Industrial
Organizations

American Public Power
Association

American Staffing Association
Associated Press

Bristol-Myers Squibb Co.

Broadcom Ltd.

CBS Corporation

CVS Caremark Corporation

Center for Biological Diversity

Center for Justice

Chevron Corp.

Chobani LLC

Choice Hotels International, Inc.

Citigroup Inc.

Concho Resources Inc.

ConocoPhillips Co.

Emulex Corporation

Facebook

Goldman Sachs Group Inc.

Google Inc.

Groupe Danone

ongoing federal government shutdown, saying it "breaks the treaty and trust obligations the federal government owes to tribal nations." [Read full article »](#)

TELECOMMUNICATIONS

Thune Swaps Commerce Panel Chair For Subcommittee Helm

U.S. Sen. John Thune, the new GOP whip, will trade one committee gig for another when he leaves his position at the helm of the Senate Committee on Commerce, Science and Transportation to lead its subcommittee on Communications, Technology, Innovation and the Internet, the senator's office announced Friday. [Read full article »](#)

10th Circ. Lets FCC 5G Order Proceed, But In The 9th Circ.

The Tenth Circuit has ruled that a Federal Communications Commission rule governing how wireless infrastructure must be deployed on a local level may start to take effect Monday amid a handful of municipal-led lawsuits challenging the rule as an overreach of the federal government's powers. [Read full article »](#)

Shutdown Is Hampering 5G Deployment, Telecom Group Says

As the government shutdown continues, new devices to help deploy 5G across the country and technologies to support it await approval, the Telecommunications Industry Association said Friday, asking the FCC to take action to lessen the shutdown's impact. [Read full article »](#)

WHITE COLLAR

Manafort Forfeits Law License Ahead Of Disbarment Hearing

President Donald Trump's former campaign manager Paul Manafort has submitted his resignation from practicing law in Connecticut, the week before a scheduled state disbarment hearing. [Read full article »](#)

PEOPLE

Boston DA Taps Ex-Goodwin Procter, Weil Atty To Lead Staff

Boston's new district attorney, Rachael Rollins, announced Thursday she will bring on as chief of staff a onetime Goodwin Procter LLP and Weil Gotshal & Manges LLP litigator who went on to argue a landmark abortion case before the U.S. Supreme Court. [Read full article »](#)

EXPERT ANALYSIS

Shutdown's Messy Impact On Consumer Protection Activities

As it appears the federal government shutdown could continue for some time, attorneys with Troutman Sanders LLP discuss its effect on the regulatory and litigation docket for consumer-facing companies. [Read full article »](#)

State Net

State Lawmakers Grapple With Proliferation Of E-Scooters

As state legislators return to session this year, many face a new issue: the explosion of e-scooters on city streets. Municipal officials scrambling to evaluate the legality of the rental scooters are seeking policy guidance at the state level, says David Royse of State Net Capitol Journal. [Read full article »](#)

How Calif. Privacy Act Could Prompt Private Plaintiff Suits

Even absent a private right of action, businesses subject to the California Consumer Privacy Act should still be concerned about the possibility of private lawsuits — including class actions — arising from the law, says Joshua Jessen of Gibson Dunn & Crutcher LLP. [Read full article »](#)

Cybersecurity's Developing Role In FCPA Compliance

While much attention has been paid to recent revisions to the Foreign

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Hong Kong Exchanges and Clearing
L3 Technologies Inc.
LexisNexis Group
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Bureau of Ocean Energy Management
Bureau of Safety and Environmental Enforcement
California Natural Resources Agency
Centers for Disease Control and Prevention
Colorado Supreme Court

Corrupt Practices Act Corporate Enforcement Policy, other developments suggest that the U.S. Department of Justice may also be adapting FCPA enforcement principles to the area of cybersecurity, say attorneys with Ropes & Gray LLP. [Read full article »](#)

Opinion

Congress Needs More Sexual Harassment Protections

A recently passed bill that changes how sexual harassment complaints are handled in Congress is a step in the right direction. However, it falls considerably below what is necessary to make staffers, interns and fellows feel safe to come forward without fear of retaliation, says Marjorie Mesidor of Phillips & Associates. [Read full article »](#)

SBA Is Wrong To Delay Runway Extension Act

A recent legislative change to the Small Business Act that enables growing companies to stay "small" longer should have gone into effect. But the SBA has delayed implementation indefinitely, thwarting Congress and confounding contractors, say Deborah Rodin and Jeffery Chiow at Rogers Joseph O'Donnell PC. [Read full article »](#)

LEGAL INDUSTRY

Feature

Why Some Boutiques Doled Out Behemoth Year-End Bonuses

A select group of litigation boutiques not only met but exceeded BigLaw benchmarks when it came to year-end associate bonuses in 2018, upping the ante amid a fierce fight for talent and prestige. [Read full article »](#)

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Federal Trade Commission

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Jamestown S'Klallam Tribe

Massachusetts Supreme Judicial Court

National Credit Union Administration

National Highway Traffic Safety Administration

National Labor Relations Board

National Marine Fisheries Service

National Park Service

Office of the Comptroller of the Currency

Office of the U.S. Trade Representative

Permanent Court of Arbitration

Securities and Exchange Commission

Small Business Administration

U.S. Consumer Product Safety Commission

U.S. Customs and Border Protection

U.S. Department of Agriculture

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To: achapdelaine@town.arlington.ma.us
Subject: (Archive Copy) Law360 Names Practice Groups Of The Year
Date: Monday, January 14, 2019 3:48:10 AM



MASSACHUSETTS

Monday, January 14, 2019



TOP NEWS

Law360 Names Practice Groups Of The Year

Law360 congratulates the winners of its 2018 Practice Group of the Year awards, which honor the law firms behind the litigation wins and major deals that resonated throughout the legal industry in the past year.

[Read full article »](#)

The Firms That Dominated In 2018

Law360's top four Firms of the Year notched a combined 32 Practice Group of the Year awards after successfully securing wins in bet-the-company matters and closing high-profile, big-ticket deals for clients throughout 2018.

[Read full article »](#)

Lyft Driver Cannot End Suit To Trigger Appeal, Judge Rules

A Lyft driver fighting his status as an independent contractor will have to proceed to arbitration, rather than having his case dismissed so he can appeal to the First Circuit, a Massachusetts federal judge ruled Friday in agreeing with the ride-sharing company's argument that the former path will resolve the putative class action more quickly. [Read full article »](#)

Wayfair Execs Accused Of Inflating Stock, Pulling In \$87M

Executives at Wayfair Inc. raked in more than \$87 million by pumping up the company's value during an investor call and then selling off their shares before announcing disappointing results the next quarter, a proposed class action filed Friday in Boston federal court alleges. [Read full article »](#)

GE Says Judge Misunderstood Prohibited Transaction Claim

General Electric Co. on Friday asked a Massachusetts federal judge to reconsider her decision to allow a claim that GE improperly invested workers' retirement savings in subpar company-affiliated funds, telling the judge she misinterpreted the conditions under which an exemption to the Employee Retirement Income Security Act's self-dealing rules apply.

[Read full article »](#)

Boston DA Taps Ex-Goodwin Procter, Weil Atty To Lead Staff

Boston's new district attorney, Rachael Rollins, announced Thursday she will bring on as chief of staff a onetime Goodwin Procter LLP and Weil Gotshal & Manges LLP litigator who went on to argue a landmark abortion case before the U.S. Supreme Court. [Read full article »](#)

POLICY & REGULATION

11 AGs Tell NLRB Not To Narrow Joint Employment Standard

A coalition of attorneys general from 10 states and the District of Columbia urged the National Labor Relations Board on Friday not to revert to its past definition of a "joint employer," saying the move would weaken workers' ability to organize and hold their employers accountable. [Read full article »](#)

LITIGATION



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Foley & Lardner
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Bankrupt Brands Can End Trademark Deals, Justices Told

A trademark owner named Tempnology LLC is asking the U.S. Supreme Court to rule that defunct-brand owners can use bankruptcy to unilaterally revoke a trademark license, warning that a ruling to the contrary would "frustrate" the goals of bankruptcy law. [Read full article »](#)

Tough Mudder Runners Seek To Stop Gym Biz Spinoff

A proposed class of disgruntled Tough Mudder participants on Friday asked a Massachusetts federal court to halt the proposed spinoff of Tough Mudder's successful studio fitness business, alleging the company is trying to avoid liability from their lawsuit over an event that was relocated from Massachusetts to Maine. [Read full article »](#)

Consumers In All 50 States Sue Marriott Over Data Breach

A total of 176 plaintiffs from all 50 U.S. states have filed suit against Marriott International Inc. in Maryland federal court following its recent announcement that attackers in a 2016 data breach swiped about 5.25 million passport numbers left unencrypted by the Starwood Hotels unit's guest reservation system. [Read full article »](#)

BANKRUPTCY

Del. Judge Refuses Mass. AG's Bid To Kill Starion Ch. 11

A Delaware bankruptcy judge denied a bid to dismiss the Chapter 11 case of utility provider Starion Energy Inc. on Friday, saying the company filed in good faith and was facing imminent financial distress when it submitted its petitions in November. [Read full article »](#)

EXPERT ANALYSIS

State Net

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Opinion

The Case For Lawyer-Directed Litigation Funding In NY: Part 2

Lawyer-directed nonrecourse litigation funding is more likely to protect a lawyer's exercise of independent professional judgment than traditional means of litigation finance, and furthermore enables worthwhile cases that otherwise could not be funded, say Peter Jarvis and Trisha Thompson of Holland & Knight LLP. [Read full article »](#)

LEGAL INDUSTRY

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A select group of litigation boutiques not only met but exceeded BigLaw benchmarks when it came to year-end associate bonuses in 2018, upping the ante amid a fierce fight for talent and prestige. [Read full article »](#)

Ginsburg Cancer-Free, But Will Miss More Arguments

Justice Ruth Bader Ginsburg is now cancer-free and recovering smoothly following her lung surgery last month, but the 85-year-old justice will miss another week of oral arguments as she continues to work from home, a court spokeswoman said Friday. [Read full article »](#)

Analysis

Up Next At High Court: Booze, Property And Class Actions

As Justice Ruth Bader Ginsburg's health and a pair of high-profile Trump administration appeals continue to grab attention, the U.S. Supreme Court

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Jenner & Block
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Recht Kornfeld
Reed Smith
Robbins Geller
Ropes & Gray
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will forge ahead Monday with a packed week of oral arguments in cases involving state liquor laws, real estate takings and who can remove class actions to federal court, among others. [Read full article »](#)

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To: achapdelaine@town.arlington.ma.us
Subject: (Archive Copy) LCR Issues Subpoenas for Apprentice Tapes
Date: Wednesday, November 14, 2018 9:09:21 AM

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Demand Made In Lawsuit Charging That Racism Underlies Trump's Immigration Agenda

In what is believed to be the first demand made in a pending federal lawsuit, [Lawyers for Civil Rights](#) (LCR) today issued subpoenas to MGM Holdings Inc. and Trump Productions, LLC, demanding that they immediately produce to LCR “any and all unaired video footage ... created during the production of *The Apprentice* in which Donald J. Trump ... uses racial and/or ethnic slurs.” The subpoenas are part of a lawsuit, *Centro Presente v. Trump*, alleging that Trump's termination of Temporary Protected Status (TPS), a life-saving humanitarian program for immigrants from Haiti, El Salvador, and Honduras, was racially motivated and, therefore, unconstitutional.

Numerous individuals, including a former *Apprentice* producer and former contestant Omarosa Manigault, have publicly confirmed that the video footage subject to the subpoena exists. However, MGM has thus far refused to release any outtakes from the show, citing unspecified “contractual and legal requirements.”

“Trump's racially biased views are central to our TPS case in which the President is a named Defendant,” said Oren Nimni, LCR's attorney litigating the case. “Access to these videotapes will help further demonstrate that Defendant Trump holds racially-biased views that impact his policy- and decision-making,” noted Attorney Nimni.

Bill Pruitt, the producer of Seasons 1 and 2 of the *Apprentice*, has publicly stated that during the taping of the show, Defendant Trump made “unfathomably despicable” racist comments and that those videos “are somewhere, in some warehouse.”

Attorney Nimni also noted that producer Pruitt has indicated that Defendant Trump’s derogatory comments were “very much a racist issue,” making the tapes highly relevant to the pending legal action.

LCR’s lawsuit was filed in February 2018 on behalf of [Centro Presente](#), [Haitian Americans United](#), and courageous individuals with TPS, a humanitarian program providing immigration relief for individuals from designated countries that experienced armed conflict or natural disasters. The lawsuit is pending before U.S. District Court Judge Denise Casper, who in July 2018 rejected the Trump Administration’s attempts to dismiss the case and to dismiss Trump as a named defendant in the case.



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Subject: (Archive Copy) MA Governor Visits Terror-Connected Mosque as APT Exposes the Rank Anti-Semitism and Homophobia Being Preached There
Date: Wednesday, February 13, 2019 5:21:49 PM

Why did MA GOP Gov. Charlie Baker embrace anti-Semitic, homophobic preacher? He listened to the ADL and JCRC.

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Dear Friends,

Everywhere, it seems, these days, leftist hypocrisy on all the issues the left claims to care about is being exposed. Racism, sexual assault, anti-Semitism, and homophobia — none of these things seem to matter to the left if there is no political expediency in them. And so, a couple of weeks ago, we got the spectacle of Massachusetts GOP Governor Charlie Baker visiting the Islamic Society of Boston Cultural Center (ISBCC) and embracing its imam, put up to the visit by left-wing Jewish leaders, among them Jeremy Burton, the executive director of Boston's Jewish Community Relations Council.

Today, APT reveals in *The Federalist* the viciously anti-Semitic and homophobic sermons preached at the ISBCC by its imam, Yasir Fahmy.

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It is clear that the left-wing Massachusetts establishment is perfectly willing to countenance Westboro Baptist Church-level hatred, as long as it comes from a Muslim imam instead of a Christian pastor or a Jewish rabbi.

Read the article [here](#).

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Date: Tuesday, January 15, 2019 3:56:01 AM



PUBLIC POLICY

Tuesday, January 15, 2019



TOP NEWS

Analysis

Mueller Probe To Dominate Barr Confirmation Hearing

The Senate Judiciary Committee is set to start grilling President Donald Trump's attorney general nominee William Barr Tuesday, and the biggest item on the menu is undoubtedly his supervision of Special Counsel Robert Mueller's investigation into Russian interference in the 2016 presidential election. [Read full article »](#)

Kirkland Paid AG Nominee Barr \$1.2M Over Two Years

U.S. attorney general nominee William Barr earned almost \$1.2 million from Kirkland & Ellis over the past two years and has multiple investments in several major companies, including in AT&T from its acquisition of Time Warner, that could lead to his potential recusal in Justice Department investigations, financial disclosures show. [Read full article »](#)

Analysis

'National Emergency' Would Be Rife With Legal Challenges

President Donald Trump would face a tangle of property, contract and environmental obstacles if he followed through on his proposal to circumvent Congress and authorize the building of a wall along the U.S.-Mexico border by declaring a national emergency, experts say. [Read full article »](#)

House Intelligence Wants Details About Wall Justification

The House Intelligence Committee hasn't received any recent information from the Trump administration corroborating its "inflammatory claims" about the need for a wall on the Mexican border, the chairman said, asking the White House and the Intelligence Community to turn over the purported evidence behind the demand. [Read full article »](#)

High Court Won't Hear Felon's Challenge To Acting AG

The U.S. Supreme Court said Monday that it would not take up a challenge to the legitimacy of controversial acting U.S. Attorney General Matthew Whitaker posed by an ex-convict who is disputing the federal ban on gun ownership by felons. [Read full article »](#)

The Big Picture: How The Shutdown Is Impacting Your Practice

The government shutdown is now the longest in U.S. history, and lawyers and their clients are trying to keep up with what it all means. Here, Law360 takes a look at how this is impacting practices and what lies ahead. [Read full article »](#)

BANKING & SECURITIES

High Court Passes On CFPB Constitutionality Case

The U.S. Supreme Court said Monday that it won't take up a lawsuit challenging the constitutionality of the Consumer Financial Protection Bureau's structure, a case that Trump administration lawyers had called a "poor vehicle" for the justices to consider this high-stakes issue.



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ENERGY & ENVIRONMENTAL

Don't Confirm EPA Head During Gov't Shutdown, Enviros Say

Nine environmental and left-leaning groups on Friday urged Republican Senate leaders to halt the confirmation process to promote acting U.S. Environmental Protection Agency Administrator Andrew Wheeler to permanent status while the government is still shut down. [Read full article »](#)

Colo. High Court Rejects Climate-Based Drilling Restriction

In a high-profile ruling Monday, the Colorado Supreme Court said the state agency that issues oil and gas permits could not enact a rule that would have barred permits for projects that would contribute to climate change or negatively impact public health. [Read full article »](#)

EPA Right To Nix Houston, Dallas Air Controls, Texas Says

Green groups are too late to challenge the U.S. Environmental Protection Agency's revocation of certain ozone limits and pollution control requirements for the Houston and Dallas metropolitan areas, the Texas attorney general and industry groups have told the Fifth Circuit. [Read full article »](#)

HEALTH & LIFE SCIENCES

Trump's ACA Birth Control Rules Blocked Nationwide

A Pennsylvania federal judge issued a nationwide injunction Monday blocking Trump administration carveouts to the Affordable Care Act's birth control mandate from taking effect, one day after a court in California blocked the same ACA exemptions in 13 states and the District of Columbia. [Read full article »](#)

Skip Md.'s Bid To Revive Price-Gouging Law, Justices Urged

The generic-drug industry on Monday urged the U.S. Supreme Court to turn down Maryland's attempt to revive a state law targeting price gouging, arguing that Maryland is attempting to skirt a "bedrock principle of federalism" by regulating what happens in other states. [Read full article »](#)

House Oversight Launches Probe Over Top-Dollar Drugs

The chairman of the U.S. House Committee on Oversight and Government Reform on Monday launched an investigation into drug pricing by sending letters to a dozen big-name drugmakers questioning how they price some of the world's best-selling drugs. [Read full article »](#)

MEDIA & ENTERTAINMENT

Ex-Trump Aide Denied Bid To Amend \$100M Gizmodo Suit

A Florida federal judge on Monday rejected a former Donald Trump aide's request to amend his \$100 million defamation lawsuit against Gizmodo Media Group over an article saying he tried to slip a woman he'd impregnated an abortion-inducing pill, and said she would rule soon on Gizmodo's dismissal bid. [Read full article »](#)

TRANSPORTATION & INFRASTRUCTURE

DOT Proposal Would Loosen Rules On Some Drone Flights

The U.S. Department of Transportation on Monday unveiled highly anticipated proposed rules allowing drones to fly over people and at night without special waivers, advancing the federal government's years-long effort to establish safety and security regulations for the expanded commercial use of drones. [Read full article »](#)

REAL ESTATE

Aleris Corp.
American Arbitration Association
American Bar Association
American Civil Liberties Union
American Petroleum Institute Inc.
Amgen Inc.
AstraZeneca
Brock Capital Group LLC
CTIA
Cable-Satellite Public Affairs Network
Caterpillar Inc.
Celgene Corp.
Center for American Progress
Center for Human Rights & Constitutional Law
Chicago Cubs
Cisco Systems Inc.
Competitive Enterprise Institute
Dominion Energy Inc.
Eli Lilly and Co.
Environmental Defense Fund Inc.
Gawker Media LLC
Gizmodo Media Group LLC
Heathrow Airport Holdings Ltd.
Henry Schein Inc.
Hercules Offshore, Inc.
HomeAway Inc.
Iconix Brand Group, Inc.
Intel Corp.
Johnson & Johnson
Kaiser Aluminum Corporation
Kirkland's, Inc.
Law Foundation of Silicon Valley
Mallinckrodt PLC
Murray Energy Corp.
National Center for Youth Law
National Trust for Historic Preservation
National Wildlife Federation
Natural Resources Defense Council
Netflix Inc.
New York Daily News Co.
New York Times Co.
New York University
NewYork-Presbyterian Hospital
Novartis AG
Novo Nordisk A/S
Our Children's Trust
PHH Corporation
Pfizer Inc.
QUALCOMM Inc.
RD Legal Funding LLC

7th Circ. Questions Standing In Chicago Home-Share Reg Suit

Too much "meaningful" time has passed since an advocacy group and several individuals launched their challenge to Chicago's short-term rental regulations for the plaintiffs to clearly prove they still have standing to pursue their case, the Seventh Circuit held Monday. [Read full article »](#)

CYBERSECURITY & PRIVACY

Businesses Want To Utilize User Data To Fight Cyber Threats

A group of U.S. technology companies pushed Monday for the National Institute for Standards in Technology to embrace the collection and sharing of user data to fend off cyber threats as the agency continues to develop what is expected to be an influential set of privacy guidelines.

[Read full article »](#)

CONSUMER PROTECTION

Trump Looks To Kill Racketeering Fraud Suit Against Kids, Co.

President Donald Trump and three of his adult children asked a New York federal court Monday to toss a proposed class action alleging they orchestrated a criminal scheme to defraud consumers by providing spurious endorsements for a multilevel marketing company. [Read full article »](#)

INTERNATIONAL TRADE

Shutdown Begins Chipping Away At USTR Personnel

The ongoing shutdown of the federal government hit the Office of the U.S. Trade Representative on Monday as a lapse in funding forced the agency — which runs point on all trade negotiations and policymaking — to begin furloughing nonessential personnel. [Read full article »](#)

TAX

Ill. Landowners Ask Justices To Revive Suit Against Tax Hikes

A class of Illinois property owners has asked the U.S. Supreme Court to overturn a Seventh Circuit decision barring a suit that alleges an Illinois county disproportionately raised taxes on industrial and commercial properties in a township. [Read full article »](#)

IMMIGRATION

Feds Issue Guidance On Domestic Violence Asylum Claims

U.S. Citizenship and Immigration Services and the Executive Office of Immigration Review have issued new guidance clarifying that there is no categorical bar on asylum claims involving applicants fleeing domestic violence and gang violence, in compliance with a recent D.C. federal court order. [Read full article »](#)

Immigration Bill Roundup: Border Wall Funds, Sanctuary Laws

Republicans in the 116th Congress have introduced legislation seeking to curb immigration, including bills to fund a southwestern border wall, to restrict when migrants may petition for asylum and to withhold federal funds from so-called sanctuary jurisdictions. Here, Law360 takes a look at their proposals. [Read full article »](#)

House Ousts Rep. King From Committees Over Race Remarks

Congressional leaders on Monday condemned Rep. Steve King and stripped him of his seats on the U.S. House of Representatives' Judiciary and Agriculture committees after critics accused the Iowa Republican of making racist comments in an interview with The New York Times.

[Read full article »](#)

ICE Sued For Docs On Detained Immigrant Transfer Policies

Sanofi-Aventis

Securus Technologies Inc.

Sierra Club

Simon & Schuster Inc.

Southern Wine & Spirits

Sprint Nextel Corporation

T-Mobile USA Inc.

Telecommunications Industry Association

Temple University

Teva Pharmaceutical Industries Limited

The American Law Institute

The Boeing Company

The Gap Inc.

Twitter Inc.

Tyson Foods Inc.

Union of Concerned Scientists

Verizon Communications Inc.

Villanova University

W.R. Grace & Co.

Wal-Mart Stores Inc.

Warner Media LLC

Washington Post Co.

Wayfair LLC

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services

California Franchise Tax Board

Centers for Medicare & Medicaid Services

Cherokee Nation

Colorado Department of Public Health and Environment

Colorado Supreme Court

Consumer Financial Protection Bureau

Department of Commerce

Energy Information Administration

European Union

Executive Office of the President

Federal Aviation Administration

Federal Communications Commission

Federal Energy Regulatory Commission

Federal Trade Commission

Florida Supreme Court

Food and Drug Administration

International Trade Commission

Judicial Conference of the United States

National Institute of Standards and Technology

Human Rights Watch has urged a California federal judge to force U.S. Immigration and Customs Enforcement to turn over records relating to transfer policies for arrested and detained immigrants, saying the agency has failed to properly respond to its request for the records despite previously providing similar information to the group. [Read full article »](#)

Feds Ask 9th Circ. To Delay Flores Appeal During Shutdown

The Trump administration asked the Ninth Circuit to postpone its appeal of a federal judge's refusal to loosen standards of care for children detained in immigration custody, saying that regulatory processes that have been halted due to the partial government shutdown might affect the case.

[Read full article »](#)

DHS Sending H-1B Reforms To OMB For Final Review

U.S. Citizenship and Immigration Services signaled that it will swiftly move forward with its plans to reform the H-1B skilled worker visa lottery, sending the proposal to the Office of Management and Budget for review on Friday.

[Read full article »](#)

NATIVE AMERICAN

Okla., Tribe, Feds Battle Over Jurisdiction In Murder Case

The state of Oklahoma and the federal government traded blows with the Muscogee (Creek) Nation in U.S. Supreme Court filings Friday over whether Oklahoma's statehood secured its criminal jurisdiction over tribal lands, as a Creek member seeks to preserve a Tenth Circuit ruling overturning his state murder conviction. [Read full article »](#)

TELECOMMUNICATIONS

FCC Denies House Dem's Call For Mobile Tracking Briefing

The Federal Communications Commission on Monday rejected a Democratic congressman's push for an emergency briefing to explain why the agency hasn't stopped wireless carriers from selling consumers' location data, with agency staff saying the matter isn't a priority amid the government shutdown, according to a press release from the lawmaker.

[Read full article »](#)

Tribes, Enviros Ask DC Circ. To Can FCC Small-Cell Order

Tribal and environmental groups are urging the D.C. Circuit to vacate a Federal Communication Commission order designed to speed up 5G infrastructure rollout by exempting small cell fixtures from certain historical and environmental regulatory reviews. [Read full article »](#)

EXPERT ANALYSIS

'Hyatt 3' Oral Argument And Potential State Tax Implications

However the U.S. Supreme Court decides the third iteration of Franchise Tax Board v. Hyatt, argued on Jan. 9, it is much more likely that the opinion will be featured in federal courts casebooks than taxation casebooks. Nevertheless, the matter surely has some state tax relevance, says Jeffrey Reed of Kilpatrick Townsend LLP. [Read full article »](#)

21st Amendment Vs. Commerce Clause At The High Court

On Wednesday, the U.S. Supreme Court hears argument in Byrd v. Tennessee Wine and Spirits Retailers Association, highlighting the conflict between states' rights to regulate alcohol under the 21st Amendment and the restrictions in the U.S. Constitution's commerce clause on states' power to regulate interstate commerce, says Alva Mather of DLA Piper LLP.

[Read full article »](#)

The Trump Administration's Latest Drug Pricing Initiatives

In 2018, the Trump administration took few concrete steps that will significantly impact drug prices in the near future. The most consequential

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[U.S. House Committee on Energy and Commerce](#)

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[United Keetoowah Band of Cherokee Indians](#)

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[United States District Court for the Eastern District of Pennsylvania](#)

ideas lack political support, while the more feasible ideas are unlikely to change much, say attorneys at Ropes & Gray LLP. [Read full article »](#)

Constitutional Challenges To Pipeline Takings Face Obstacles

In a petition to the U.S. Supreme Court, the plaintiffs in Berkley v. Mountain Valley Pipeline claim the Natural Gas Act does not preclude district court review of constitutional objections to the law. However, their arguments are at odds with Supreme Court precedent, says Clay Massey of Alston & Bird LLP. [Read full article »](#)

Series

Judging A Book: Barron Reviews 'The Clamor Of Lawyers'

Can lawyers lead a revolution? According to "The Clamor of Lawyers: The American Revolution and Crisis in the Legal Profession" — a slim but elegant volume by Peter Charles Hoffer and William James Hull Hoffer — they can and they did, says First Circuit Judge David Barron.

[Read full article »](#)

LEGAL INDUSTRY

Former Sullivan & Cromwell Chair Dies In Apartment Fire

The former chair and senior partner at Sullivan & Cromwell LLP was killed along with his wife in an apartment fire in New York City Saturday, according to a report from the New York Daily News. [Read full article »](#)

DC Circ.'s First Female Judge Dies At 90

Patricia M. Wald, the first woman to serve on the D.C. Circuit Court of Appeals and the first female attorney at the firm known today as Arnold & Porter, died at age 90 over the weekend, according to news reports.

[Read full article »](#)

Fla. Gov. Taps Miami Appellate Judge For 2nd High Court Seat

Florida Gov. Ron DeSantis tapped Third District Court of Appeal Judge Robert J. Luck for an open seat on the Florida Supreme Court on Monday, making the former prosecutor and Greenberg Traurig LLP litigator the second Miami judge on the state's highest court. [Read full article »](#)

Del. Bankruptcy Judge Kevin J. Carey To Retire In August

U.S. Bankruptcy Judge Kevin J. Carey will retire from the Delaware bench in August after nearly 14 years of presiding over insolvency cases in the state, the U.S. Bankruptcy Court for the District of Delaware announced Friday. [Read full article »](#)

Calif. Judge Accused Of 20-Year Pattern Of Sex Harassment

A California appeals judge engaged in a two-decade pattern of misbehavior that included repeatedly groping a fellow judge, making unwanted sexual advances toward police officers and appearing drunk while purportedly on official business, according to a filing in a disciplinary action made public Monday. [Read full article »](#)

Quinn Says High Court Arbitration Ruling Sinks Ex-Partners

Quinn Emanuel Urquhart & Sullivan LLP seized on a recent U.S. Supreme Court ruling that removed one basis on which parties could escape arbitration, in order to bolster its case in a dispute against a group of former partners it contends must remit fees earned from clients they took to their new firm. [Read full article »](#)

Interview

15 Minutes With Tyson Foods' General Counsel

Amy Tu, who held in-house roles at Boeing, the Gap and Wal-Mart before leading the legal department at Tyson Foods beginning in 2017, doesn't recall a specific pivotal point when she knew she wanted to become a lawyer. Here, she explains her career path and what she didn't previously realize about the general counsel position, and offers advice to attorneys looking to move into the corporate realm. [Read full article »](#)

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NAACP Legal Defense and Educational Fund, Inc.

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NYC Office Of The Mayor

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Fannie Mae

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Press Secretary

Hawaii State House of Representatives

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Congressmember Scheduler/Office Manager

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General Electric

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PUBLIC POLICY

Thursday, March 14, 2019



TOP NEWS

Analysis

New Rules On Judge Misconduct A Key Step But No Panacea

Judicial ethics experts gave mostly high marks Wednesday to new rules for the federal courts designed to quell sexual harassment and handle problem judges, even if the changes won't soothe every concern about an opaque discipline system.

[Read full article »](#)

Interview

Chief Data Officer Says EEOC Poised To 'Unlock The Vault'

The U.S. Equal Employment Opportunity Commission is revamping how it crunches and presents the reams of data it gets from workers and employers to make that information more accessible to the public, the agency's new data czar told Law360 in an exclusive interview.

[Read full article »](#)

Senate Confirms Neomi Rao To DC Circ.

The Senate confirmed Neomi Rao to the D.C. Circuit in a party-line vote Wednesday, approving President Donald Trump's pick to replace U.S. Supreme Court Justice Brett Kavanaugh at the influential appellate court.

[Read full article »](#)

Analysis

Boeing Girds For Legal Fallout As US Joins 737 MAX Ban

The U.S. joined the ranks of more than 40 other countries on Wednesday in grounding all Boeing 737 MAX jets, dealing a blow to the American plane maker as it confronts widespread legal and regulatory implications from the aircraft's role in the recent Ethiopian Airlines crash.

[Read full article »](#)

Trump's 9th Circ. Pick Apologizes For College Writings

One of President Donald Trump's choices for a Ninth Circuit vacancy apologized for controversial writings on sexual assault and race in a Senate Judiciary Committee hearing Wednesday, blaming them on his "naivete" during his college years.

[Read full article »](#)

BANKING & SECURITIES

Fed Official Outlines Potential Changes To CRA Rules

A top Federal Reserve official previewed on Tuesday where federal banking regulators might be headed on an anticipated overhaul of regulations aimed at boosting lending in underserved communities, saying that ideas under consideration include broadening what loans are counted, and how, when evaluating a bank's compliance.

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Top Derivatives Regulator Plugs Swaps Reform In Final Tour



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U.S. Commodity Futures Trading Commission Chairman J. Christopher Giancarlo plugged his long-sought overhaul of the nation's complex rules for swapping financial instruments on Wednesday while his likely replacement testified before Congress, a stark reminder that time may be running out on Giancarlo's signature policy proposal.

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Estate Owes \$5M For Undervaluing Donated Stock: 9th Circ.

An Oregon woman's estate is liable for \$5 million in taxes and penalties for undervaluing charitable stock donations, the Ninth Circuit has found, saying the U.S. Tax Court was correct to consider post-death changes in valuation.

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ENERGY & ENVIRONMENTAL

Analysis

Coal Plant Closure Bonds Gain Steam With Shift In Power Mix

A clean energy bill passed by New Mexico state legislators Tuesday allows utilities to issue ratepayer-backed bonds in order to close coal-fired power plants, and experts say the idea is gaining favor as a way for states to accelerate the transition from coal to cleaner electricity sources without soaking ratepayers in the process.

[Read full article »](#)

DC Circ. Lets EPA Rethink Coal Ash Rule Deadlines

The D.C. Circuit on Wednesday granted the U.S. Environmental Protection Agency's request to allow the agency to reexamine deadlines for companies to comply with part of the coal ash disposal rule, refusing a bid by environmental groups to throw out extensions granted by the EPA.

[Read full article »](#)

Perry Calls For A Full-Strength FERC To Boost Energy Exports

U.S. Secretary of Energy Rick Perry on Wednesday pointed the finger at the Federal Energy Regulatory Commission's slow permitting process as a reason the U.S. isn't getting enough of its oil and natural gas to market.

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DC Circ. Questions Deferring To EPA On Hardrock Mining Rule

D.C. Circuit judges on Wednesday grappled with whether the Trump administration had authority to kill an Obama-era proposal that would have required hardrock mining facilities to prove they can pay for cleanup efforts.

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Landowners Ask High Court To Review Pipeline Access Ruling

Pennsylvania property owners who say federal courts have improperly allowed a natural gas pipeline company access to their land without arranging for compensation on Wednesday asked the U.S. Supreme Court to intervene on their behalf.

[Read full article »](#)

FERC Commissioner Defends Speed Of Permitting Process

The Federal Energy Regulatory Commission's newest member on Wednesday defended the agency's permit vetting against industry criticism that the slow process had unnecessarily delayed infrastructure expansion.

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HEALTH & LIFE SCIENCES

FDA Fast-Tracks E-Cig Regulation, Forecasts End Of Flavors

The outgoing U.S. Food and Drug Administration administrator said

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Wednesday the agency would take steps to regulate electronic cigarettes a year sooner than it had planned and predicted that most flavors of e-cigarettes may eventually be pulled from the market.

[Read full article »](#)

Litigation Worries Loom As House Mulls Drug-Pricing Bills

Lawmakers and legal experts on Wednesday debated legislation aimed at boosting generic drugs during a House Energy and Commerce Committee hearing, weighing a desire for lower prices against an aversion to spawning more litigation.

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Kind Snack Co. Wants FDA To Revise Food Labeling Regs

Kind LLC has filed a petition with the U.S. Food and Drug Administration asking the agency to update its food labeling regulations to stop companies from making misleading claims and mandate that they address the nutritional value of their products as a whole.

[Read full article »](#)

8th Circ. OKs Medicare Payment Rate For Rural Hospitals

The U.S. Department of Health and Human Services used a reasonable formula to decide how much three rural hospitals are owed under Medicare to cover their fixed costs, the Eighth Circuit has ruled.

[Read full article »](#)

IP & TECHNOLOGY

Sens. Laud PTAB Head On Reforms, But Say Abuses Continue

Senate leaders on Wednesday heaped praise on U.S. Patent and Trademark Office Director Andrei Iancu for his recent reforms of the nation's patent system, but a few of their colleagues pushed Iancu to answer for abuses they say still plague the system and harm companies.

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MEDIA & ENTERTAINMENT

Adelson Cheated Macau Fixer, Jury Hears As Retrial Starts

A Las Vegas jury heard opening arguments Wednesday in a retrial over a Chinese businessman's claims that the casino magnate Sheldon Adelson cheated him out of hundreds of millions of dollars as Macau opened its doors to large-scale gambling almost 20 years ago.

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TRANSPORTATION & INFRASTRUCTURE

Analysis

Alternatives To Gas Tax Not Yet Ripe In Infrastructure Debate

There's bipartisan consensus on Capitol Hill that relying on the federal fuel tax to fund surface infrastructure projects is no longer a viable option, but the alternatives — including a carbon tax — are not ready for prime time either.

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REAL ESTATE

9th Circ. OKs Santa Monica Home-Share Ordinance

The city of Santa Monica, California, can require residents who use home-sharing websites for short-term rentals to obtain licenses after a Ninth Circuit appeals panel on Wednesday shot down challenges to the rule brought by Airbnb Inc. and HomeAway.com Inc.

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[Navajo Nation](#)
[New York State Assembly](#)
[Office of the Comptroller of the Currency](#)
[U.S. Attorney's Office](#)
[U.S. Census Bureau](#)

Ethics Claim Dismissed Over Beckham's Miami Stadium Plan

The Miami-Dade Commission on Ethics and Public Trust voted unanimously Wednesday to dismiss an ethics complaint against soccer legend David Beckham and Miami businessman Jorge Mas over their no-bid plan to replace the city of Miami's public golf course with a \$1 billion stadium-entertainment project.

[Read full article »](#)

COMPETITION

UK Panel Says Digital Platforms Need New Rules

A report Wednesday from a panel commissioned by the U.K. government and headed by a former economic adviser to President Barack Obama called for new rules for dominant digital platforms like Google and Facebook to help foster competition.

[Read full article »](#)

EU High Court Says German Co. Can't See State Aid Docs

The European Court of Justice on Wednesday rejected an appeal from German company AlzChem AG in its attempt to get documents from a 2015 European Commission declaring Slovakian state aid illegal, saying the documents are protected under confidentiality rules.

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CYBERSECURITY & PRIVACY

Trump Tweets A Call Against Tech Bans, Huawei Says

A pair of cryptic tweets from President Donald Trump about maintaining leadership in 5G and "6G" mean the U.S. should prioritize rolling out new wireless technologies quickly and avoid blanket bans on certain providers, Huawei Technologies Co. has told the Federal Communications Commission.

[Read full article »](#)

AEROSPACE & DEFENSE

Armed Services Chair Balks At Trump's \$750B Defense Budget

House Armed Services Chairman Adam Smith, D-Wash., reportedly pushed back Wednesday against President Donald Trump's \$750 billion defense budget request, likely jump-starting a fight between the White House and Capitol Hill over how much money Congress should fork over for defense in fiscal 2020.

[Read full article »](#)

DOD 'Transgender Ban' Set To Take Effect In April

The U.S. Department of Defense announced it will implement its contentious policy heavily restricting the service and recruitment of transgender troops on April 12, despite the D.C. Circuit having yet to rule on whether it will rehear a dispute related to the policy.

[Read full article »](#)

Ethics Group Seeks Probe Into Alleged DOD Sec. Boeing Bias

A government ethics group urged a U.S. Department of Defense watchdog on Wednesday to open an investigation into acting Defense Secretary Patrick Shanahan, saying the former Boeing Co. executive appeared to have violated ethics rules by pushing the DOD to pick Boeing for defense contracts.

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TAX

Analysis

Parents, Foundation In College Bribe Row May Face IRS Ire

[U.S. Department of Defense](#)
[U.S. Department of Defense Office of Inspector General](#)
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The parents and foundation implicated in an alleged college admissions bribery scandal in which payments were funneling to coaches on the promise to reserve admissions slots for wealthy children are likely to face IRS enforcement proceedings tied to sham payments.

[Read full article »](#)

IRS As Data Collector Won't Ease Tax Probes, Lawmakers Told

U.S. authorities' longstanding challenge in penetrating multilayered business structures to find who owns a tax-evading company wouldn't be eased by tasking the Internal Revenue Service with collecting ownership data, members of the House of Representatives were told Wednesday.

[Read full article »](#)

Colorado Reps. Float Remote Sales Tax Requirements

Colorado state representatives have introduced a bill that codifies sales tax collection and remittance requirements on remote sellers and compels marketplace facilitators to do so on behalf of sellers using their platforms.

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IMMIGRATION

Feds Will Pause Plans To Nix Protections For Nepal, Honduras

The federal government has agreed to pause its plans to end protections — previously set to expire in under a year — for more than 100,000 citizens of Honduras and Nepal living in the U.S. under temporary status while the Ninth Circuit considers the government's appeal in a related lawsuit.

[Read full article »](#)

NAACP Challenge To Haiti's Protected Status Ax Can Proceed

The NAACP and other nonprofits may move forward with their claims that the Trump administration's decision to end temporary protected status for Haitians was unconstitutional, a Maryland federal judge held on Tuesday.

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TELECOMMUNICATIONS

EU Keeps Wi-Fi Standard Instead Of 5G For Connected Cars

The European Commission rolled out a new set of rules Wednesday governing smart transportation with the goal of accelerating the adoption of the technology across the continent, but the decision has already garnered criticism for not embracing 5G.

[Read full article »](#)

Sens. Float Bill To Fund School Bus Wi-Fi With FCC Subsidies

A bipartisan bloc of U.S. senators have introduced a bill that would use Federal Communications Commission subsidies to provide wireless internet on school buses in a bid to give lower income students more internet access.

[Read full article »](#)

WHITE COLLAR

Manafort Sentenced To 73 Months In DC Case

Paul Manafort was sentenced to 73 months in prison by a D.C. federal judge Wednesday for conspiracy and blocking the special counsel's probe of Russia's involvement in U.S. elections, six days after the former Trump operative was sentenced in a Virginia fraud case.

[Read full article »](#)

Manafort Charged With Mortgage Fraud In New York

Paul Manafort will face state charges over an alleged multimillion-dollar mortgage fraud scheme, Manhattan District Attorney Cyrus R. Vance Jr.

announced Wednesday about an hour after the former Trump campaign chair was ordered to serve 7½ years in federal prison.

[Read full article »](#)

NY's Silver Asks 2nd Circ. To Quash Graft Case, Again

Former New York State Assembly Speaker Sheldon Silver on Wednesday again urged the Second Circuit to reverse his conviction on corruption charges, saying the jury instructions at trial misconstrued the elements of federal bribery charges and were out of line with the U.S. Supreme Court's controlling McDonnell decision.

[Read full article »](#)

PEOPLE

Akin Gump Adds Ex-Sen. Donnelly To DC Practice

Former Indiana Sen. Joe Donnelly has joined influential lobbying firm Akin Gump Strauss Hauer & Feld as a partner in its Washington, D.C., office, the firm announced Wednesday, touting his expertise and ability to help clients navigate "this era of divided government."

[Read full article »](#)

EXPERT ANALYSIS

States Face Many Hurdles On The Way To Legal Sports Betting

Following the U.S. Supreme Court's ruling last year in *Murphy v. National Collegiate Athletic Association*, it is possible that almost every state will legalize sports betting. But political and economic factors seem likely to delay legislation, says Aaron Swerdlow of Weinberg Gonser LLP.

[Read full article »](#)

EU Fintech Regulation Raises US Copyright Questions

The EU's revised Payment Services Directive is driving the creation of application programming interfaces that allow fintech companies to securely access and use customer banking data. The same APIs are almost certain to be used in the United States, bringing implications for copyright protection, say attorneys with Morgan Lewis & Bockius LLP.

[Read full article »](#)

LEGAL INDUSTRY

Analysis

Did Willkie's Reaction To Admissions Scandal Miss The Mark?

Willkie Farr & Gallagher LLP's move Wednesday to place co-chair Gordon Caplan on leave following his indictment in the now-infamous college admissions cheating scandal was to be expected, crisis managers say, but many believe the firm has not gone far enough in its response.

[Read full article »](#)

Willkie Co-Chair Placed On Leave Over Admissions Scandal

Willkie Farr & Gallagher LLP co-chair Gordon Caplan has been placed on leave and will have no further firm management responsibilities, the firm announced Wednesday, one day after prosecutors revealed criminal charges against Caplan in a national scheme to rig the admissions system for the country's most elite schools.

[Read full article »](#)

Summer Law Firm Recruiting Cycle Hit Historic High In 2018

Not only did entry-level recruiting volume and practices at BigLaw firms remain strong last year, but they also surpassed some of the benchmarks attained before the recession, with offer rates coming out of summer programs reaching a historic high, according to a report released Wednesday.

[Read full article »](#)

Attys Paid By The Song, And 2nd Circ. Says That Sounds Fine

Attorneys representing a class of TouchTunes jukebox users in what a New York district court deemed "a nuisance case" over skipped songs in bars will collect attorney fees of 20 cents per each song redeemed by customers in the settlement, the Second Circuit ruled Wednesday.

[Read full article »](#)

Law Firm Leaders: Quarles & Brady's Kimberly Leach Johnson

Kimberly Leach Johnson has served as chair of Quarles & Brady LLP since 2013. She spoke to Law360 about her firm's ambitions for growth and the many challenges that large law firms are facing in today's legal sector.

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From: [Massachusetts Law360](#)
To: achapdelaine@town.arlington.ma.us
Subject: (Archive Copy) No Evidence Trump's Wall Contract Exists, Gov't Atty Says
Date: Thursday, February 28, 2019 4:26:30 AM



MASSACHUSETTS

Thursday, February 28, 2019



TOP NEWS

No Evidence Trump's Wall Contract Exists, Gov't Atty Says

A lawyer for the Trump administration told a Massachusetts federal judge Wednesday that, to his knowledge, a supposed contract for border wall construction referenced by the president in a tweet does not exist, the central question in a public records suit filed by the ACLU.

[Read full article »](#)

Merck Launches \$6B Threat To Versum-Entegris Deal

Germany's Merck, led by Sullivan & Cromwell LLP, unveiled a \$6 billion bid for Versum Materials in a direct challenge to the specialty materials supplier's planned merger with rival Entegris, marking the second big-ticket deal to attract an interloper this week.

[Read full article »](#)

Cryptocurrency Owner Accused Of \$6M Theft From Investors

The owner of a defunct cryptocurrency business duped investors into believing his virtual money glittered with the backing of gold when it was virtually worthless, stealing \$6 million from them in the process, according to a federal indictment unsealed Wednesday in Massachusetts.

[Read full article »](#)

ENFORCEMENT

Can't Verify Age? Can't Sell Here, Mass. AG Tells E-Cig. Co.

Massachusetts' attorney general said Wednesday that an online retailer selling electronic cigarettes is violating state laws by advertising on a website for young people and selling products online without sufficient age verification safeguards in place, ordering the company to stop selling to Bay State residents.

[Read full article »](#)

Ex-Cushman Worker Gets 1 Year For Role In Contract Scheme

A former Cushman & Wakefield worker who copped to defrauding the business by diverting contracts to a company his co-conspirator controlled will serve one year in prison, a Massachusetts federal judge ruled Wednesday, saying he committed a serious offense even though he wasn't the driving force behind the scheme.

[Read full article »](#)

LITIGATION

1st Circ. Pressed To Revive \$3.6B Utility Manipulation Suit

Utility customers have asked the First Circuit to revive their proposed class action claiming Eversource Energy and Avangrid Inc. manipulated natural gas supplies and drove up New England electricity prices by \$3.6 billion, saying the lower court's dismissal essentially gives utilities a free pass to engage in anti-competitive conduct.

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DEALS

Blackstone Forms New Biotech With Initial \$250M Investment

The life sciences business of The Blackstone Group LP on Wednesday announced the formation of Anthos Therapeutics Inc., a biotech focused on developing therapies for high-risk cardiovascular patients, with an initial capital investment of \$250 million.

[Read full article »](#)

Sarepta Inks \$165M Myonexus Buy In Gene Therapy Deal

Massachusetts-based Sarepta Therapeutics said Wednesday it will snap up Myonexus and its budding pipeline for \$165 million, making good on an exercise option in the latest industry bet on gene therapies.

[Read full article »](#)

LEGAL INDUSTRY

Cohen Tells Congress Trump Lied About Moscow Talks

Convicted ex-lawyer Michael Cohen said that President Donald Trump lied about plans to build a Trump property in Moscow and cut checks to silence a woman over an affair, ripping the president in daylong congressional testimony Wednesday as a "con man," cheater and racist.

[Read full article »](#)

Want A New Job? Firm Talent Drain Creates Opportunities

Recruiting qualified legal talent across all job categories is the No. 1 practice management concern for law firms amid a "talent shortage," according to the results of a survey released Wednesday.

[Read full article »](#)

CBS Top Atty Resigns, Latest Executive To Exit

CBS Corp.'s top attorney will be leaving the company at the end of the week, the latest of several executive departures and a move that comes amid high-profile legal trouble for the company.

[Read full article »](#)

Interview

Law Firm Leaders: Eversheds Sutherland US' Wasserman

Mark Wasserman, managing partner of Eversheds Sutherland US, spoke to Law360 recently about the outcomes of the firm's two-year-old trans-Atlantic combination, its plans for future growth and the changing business of law.

[Read full article »](#)

Senate Confirms Ex-Bingham Partner As IRS Chief Counsel

A former Bingham McCutchen LLP partner was confirmed as chief counsel of the Internal Revenue Service by the U.S. Senate on Wednesday.

[Read full article »](#)

Ocwen Names New GC Amid Ongoing Legal Headaches

Ocwen Financial Corp. has promoted an in-house attorney to be its next general counsel, the financial services holding company announced Wednesday, as it continues to battle a series of legal headaches related to past compliance issues.

[Read full article »](#)

For-Profit Law School Drops Suit Against The ABA

For-profit law school Florida Coastal School of Law has agreed to drop its suit against the American Bar Association over the association's finding that the school was not in compliance with its standards for law schools.

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CBS Corporation
Cushman & Wakefield Inc.
Dell Technologies Inc.
Delta Air Lines Inc.
Dynegy Inc.
Enbridge Inc.
Entegris, Inc.
Environmental Defense Fund Inc.
Eversource Energy
General Motors
Goldcorp Inc.
Herman Miller Inc.
Johnson & Johnson
Juul Labs
Kinder Morgan Inc.
Lazard Ltd.
LinkedIn Corp.
London Stock Exchange Group PLC
Merck & Co Inc.
Morgan Stanley
Morgans Hotel Group Co.
National Hockey League
Newmont Mining Corp.
Novartis AG
Ocwen Financial Corporation
Pittsburgh Penguins
Reliant Energy Retail Holdings LLC
Robert Half International Inc.
Roche Holding AG
Sarepta Therapeutics Inc.
Scientific Games Corp.
Shire PLC
Spark Therapeutics Inc.
Takeda Pharmaceutical Co. Ltd.
Target Corp.
Tesla Inc.
The Blackstone Group LP
Trump Organization Inc.
Twitter Inc.
United Continental Holdings Inc.
Vistra Energy Corp.
Wal-Mart Stores Inc.

GOVERNMENT AGENCIES

Commodity Futures Trading Commission
Consumer Financial Protection Bureau
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Food and Drug Administration

The Top In-House Hires Of February

The notable legal department hires and promotions of February included appointments at Tesla, the American Red Cross, United Airlines and Herman Miller. Here, Law360 looks at these and some of the other top in-house announcements from the month.

[Read full article »](#)

3 Firms, London Exchange Pour \$20M Into UK Fintech Co.

Financial technology firm Nivaura on Wednesday said a funding round led by the London Stock Exchange Group and including Orrick Herrington & Sutcliffe LLP, Allen & Overy LLP and Linklaters LLP brought in \$20 million, as the company ramps up its capital markets-focused automation and process management platform.

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From: do-not-reply@town.arlington.ma.us on behalf of [Town of Arlington, MA](http://TownofArlington.MA)
To: achapdelaine@town.arlington.ma.us
Subject: (Archive Copy) Oct. 13 Restorative Justice, Oct. 15 Input Sought Battle Road Scenic Byway
Date: Tuesday, October 09, 2018 11:37:00 AM

Oct. 13 Restorative Justice, Oct. 15 Input Sought Battle Road Scenic Byway

Date: 10/09/2018 10:59 AM

Oct. 13 Understanding Restorative Justice

In light of the recent incident at Arlington High School and to build greater awareness of what restorative justice is, Arlington's Human Rights Commission, Communities for Restorative Justice (C4RJ), and Arlington Rainbow Commission are hosting this educational event. Speakers will include Arlington Police Chief Fred Ryan and C4RJ Executive Director Erin Freeborn.

[Reserve your free ticket](#)

[Find the event on Facebook](#)

Oct. 15 Battle Road Scenic Byway Community Meeting

Status provided, input sought on signs, new website.

The Battle Road Scenic Byway runs through Arlington, Lexington, Lincoln, Concord, and Minute Man National Historical Park. The state's Battle Road Scenic Byway Committee works to highlight the history along this route and seeks community input. Learn about past Committee initiatives, including historic signs and a website that highlights activities all along the Battle Road Scenic Byway and provide feedback for the future. October 15th, 6:00 p.m. – 8 p.m., Minute Man National Historical Park's Visitor Center's Blue Theater. There is parking at the Visitor's Center parking lot on Route 2A. [Add to your iCalendar.](#)

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Subject: (Archive Copy) Oct. 13 Restorative Justice, Oct. 15 Input Sought Battle Road Scenic Byway
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From: [Stephanie Murray](#)
To: achapdelaine@town.arlington.ma.us
Subject: (Archive Copy) POLITICO Massachusetts Playbook: CLARK's class of 2018 — Whose GOP is it anyway — DNA DISASTER or STRATEGY? — State to consider POT DELIVERY
Date: Friday, October 19, 2018 7:15:46 AM

Oct 19, 2018

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BY STEPHANIE MURRAY

GOOD MORNING, MASSACHUSETTS. TGIF.

CLARK'S CLASS OF 2018 — I sat down with Rep. Katherine Clark, who has been crisscrossing the country for Democrats running in key districts ahead of the midterms. Clark's most recent trips have been to Colorado, Michigan, Pennsylvania, Texas and Maine. And after our chat, she was headed up to New Hampshire.

"We're looking at potentially going to Philadelphia and New Jersey this weekend and a potential swing to Las Vegas and upstate New York as well," Clark told me over coffee.

As [recruitment vice chair](#) of the Democratic Congressional Campaign Committee, Clark has spent the last year and a half focused on flipping House seats from [red to blue](#), and supporting new candidates spurred to action after the 2016 election.

"What I'm seeing when I'm on the road is an energy that we just haven't seen, and people relating to our outstanding candidates, who, many of them have never run for political office before," Clark said. "They are connecting in a way that I haven't seen Democrats connecting in certain parts of the country in a very long time."

In part, the outcome for these red-to-blue candidates will be a test for the congresswoman, who is running for House leadership in December. Clark is gunning for the number five spot in the House — vice chair of the Democratic caucus. Clark supports House Minority Leader Nancy Pelosi, and said Congressional candidates Ayanna Pressley and Lori Trahan are "absolutely right" to hold off until after their campaigns to determine where they stand on

the embattled top Democrat.

"I really see my leadership run and what I want to do as a continuation of what I've been doing with the red to blue co-chairmanship over the last year and a half, and that is building a strong majority and making sure that we are putting the issues that are so important to my constituents here in Massachusetts on the table," Clark said. "That includes protecting people with preexisting conditions, doing something meaningful around prescription drugs, rebuilding our roads and bridges and a focus on infrastructure, and making sure we're getting corruption out of politics."

Over the last year or two, Clark has held more than 400 meetings with candidates, often in windowless, basement rooms of office buildings, carefully planning for next month's big push. Among those who have inspired her on the trail: Lauren Underwood in Illinois, Jason Crow in Colorado and Linda Coleman in North Carolina.

"We are expanding into districts that haven't seen a Democrat in a very long time. And these races are going to be close, and so I think it really matters what happens in the next few weeks," Clark said. "Turnout is going to be key, and if we get Democrats and Independents and even Republicans who are supporting our base to come vote in the midterms, we're going to win."

In 2010, Republicans picked up 63 seats to sweep the House. Less than three weeks out, Clark said it's too early to tell what the margin could be if Democrats are able to pull off a flip. Even as pundits and polls lean toward a blue wave, it'll be a fight to the end.

"It could be by a big margin, but each individual race is going to be a close race," Clark said.

BAKER'S BIPARTISAN AD — Hours after Democratic opponent Jay Gonzalez ripped Gov. Charlie Baker on his Geoff Diehl flip-flop endorsement, Baker [aired an ad](#) featuring Democratic mayors endorsing him yesterday morning. Democrats ditching their party's candidate, and lining up to endorse a Republican on TV? Not exactly a sign of strength for the Gonzalez camp.

Have a tip, story, suggestion, birthday, anniversary, new job, or any other

nugget for the Playbook? Get in touch: smurray@politico.com.

TODAY - Sen. Elizabeth Warren and Republican opponent **Geoff Diehl** match-up in a debate on WBZ. Boston **Mayor Marty Walsh** announces the commissioning of the USS Thomas Hudner, and attends the Fall Pumpkin Float in Boston. Treasurer **Deborah Goldberg** talks college affordability and access with Pittsfield students.

Lt. Gov. **Karyn Polito** and Secretary of Health and Human Services **Marylou Sudders** join the first meeting of the Sexual Assault and Domestic Violence Public Awareness Campaign working group. **Diehl** holds a press conference in Weymouth. Candidates for Suffolk County district attorney **Rachel Rollins** and **Michael Maloney** are guests on "Boston Public Radio."

Former State Police Lt. **David Wilson** is arraigned in connection with the ongoing overtime pay investigation. Sen. **Ed Markey** and Democrat running for Congress **Ayanna Pressley** announce their support for Question 2 at Boston City Hall. Rep. **Joe Kennedy** speaks at Stonehill College. State Rep. **Jim Arciero** endorses Congressional candidate **Lori Trahan** in Westford.

DATELINE BEACON HILL

- "**Charlie Baker tried to reshape the state Republican party. Then Donald Trump happened,**" by Matt Stout and Victoria McGrane, **Boston Globe**: "In early 2016, Governor Charlie Baker set out to reshape the bedrock of the Massachusetts Republican Party. Through endorsements and donations, he pushed a slate of like-minded moderate Republicans onto the party's state committee before successfully backing a new national committeewoman over a more conservative incumbent. But Baker's efforts to mold the party in his image didn't account for this: Sharing this year's GOP slate with a pro-Trump Republican who opposes abortion rights and whose US Senate candidacy has suddenly become Democrats' [most effective cudgel against the governor](#)."

- "**HEALEY: HEALTH CARE BUREAUCRACY TOO DENSE FOR CONSUMERS,**" by Michael P. Norton and Katie Lannan, **State House News Service**: "With enrollment in high-deductible insurance plans increasing, the job of controlling out-of-pocket consumer health care costs is increasingly falling to consumers but it's 'often nearly impossible' for patients to get price

information before obtaining services, according to [Attorney General Maura Healey](#)."

- **"SHERIFF'S OPIOID ADDICTION TREATMENT PROGRAM GETS NATIONAL RECOGNITION,"** by Colin A. Young, State House News Service: "A drug addiction treatment program run out of the Middlesex Sheriff's office earned national accolades this week as one of a handful of programs across the country leading the way on providing medication-assisted treatment in jails. Sheriff Peter Koutoujian said the success his three-year-old program shows that medication-assisted treatment (MAT) is a useful tool in combatting opioid addiction as inmates prepare to re-enter society and bodes well for a recently-approved [pilot program for expanded MAT in jails](#)."

WARREN REPORT

- **"Warren's DNA test was a long-term strategy based on 2020 politics,"** by Annie Linskey, Boston Globe: "Depending on what you read, Elizabeth Warren 'stumbled,' is facing a 'backlash,' created a 'fiasco,' or even 'started a whole new controversy' this week when she released the results from a DNA test showing strong evidence she has a very distant Native American relative. You'd think her widely presumed 2020 Democratic presidential primary campaign was basically over before she even launched it. But those who are writing off Warren's gambit might keep this in mind: Her aim this week was not to show she had any claim to join a tribe. Her plan is to take out the trash, or, for the Monty Python fans, '[bring out your dead](#).'"

- **"Elizabeth Warren's DNA Disaster,"** by Gregory D. Smithers, POLITICO Magazine: "Elizabeth Warren has been roundly mocked by the right, often with crude racial clichés—like Tucker Carlson's distasteful quip Monday night that 'Fauxcahontas is on the warpath'—for releasing a DNA test that shows she has a Native American ancestor. Maybe this is what she wanted, to demonstrate that her critics are racially insensitive boors. She wrote on Twitter that she released the test results to demonstrate that she 'won't sit quietly for [@realDonaldTrump's racism](#).'"

ON THE STUMP

- **"Gonzalez Slams Baker's Senate Choice After Debate,"** The Take with

Sue O'Connell, NECN: "Fresh off his second debate with Massachusetts Gov. Charlie Baker, Democratic candidate Jay Gonzalez talks about his calls to reform state law enforcement agencies and whether he feels abandoned by [state and national Democrats](#)."

- **"Baker hesitated on saying he'd vote for Diehl. Here's how Diehl responded," by Victoria McGrane, Boston Globe:** "Asked Thursday morning whether he planned to vote for Governor Charlie Baker on Nov. 6, US Senate hopeful Geoff Diehl didn't hesitate: 'Yeah, I said I support the entire ticket; he says he supports the entire ticket. So nothing changes,' said the Whitman Republican, who is challenging Elizabeth Warren, in an interview. That's more resolve than Baker displayed when asked the same question during a televised debate Wednesday night. Baker wavered and stumbled over several questions about Diehl, a staunch Trump supporter with starkly different views on [key policy issues from the governor](#)."

- **"3 In 10 Likely Mass. Voters Plan To Vote For Both Warren And Baker," by Rich Parr, WBUR:** "With less than three weeks to go before Election Day, polls show Gov. Charlie Baker and U.S. Sen. Elizabeth Warren maintaining sizable leads over their top opponents. Warren is ahead of Republican Geoff Diehl by an average of 27 percentage points, while Baker is favored over Democrat Jay Gonzalez by an even larger average of 37 points. Leads that large can't happen without there being some voters who support both the [Republican for governor and the Democrat for Senate](#)."

- **"Massachusetts Gov. Charlie Baker personally donates to 'Yes on 3' ballot campaign on transgender protections," by Gintautas Dumcius, MassLive.com:** "Massachusetts Gov. Charlie Baker is sending \$500 to the "Yes on 3" campaign to uphold a transgender protections law that he signed. Baker this week sent the money, a donation from his personal account and not the one used for his 2018 re-election campaign, the "Yes on 3" campaign confirmed. Lt. Gov. Karyn Polito, a fellow Republican, also sent [\\$500 to "Yes on 3" from her personal account](#)."

"On nurse ballot measure, Dems line up with labor," by Michael Jonas, Commonwealth Magazine: "THE NOVEMBER BALLOT QUESTION that would mandate minimum nurse staffing levels at Massachusetts hospitals is a complicated issue. Health care experts offered views that were sharply at odds

with each other at a hearing this week of the state Health Policy Commission, with some saying the measure would unquestionably lead to better patient outcomes, while others said there's no evidence for that and raised concerns about the question's effect on costs and possible unintended consequences, including nurse shortages or the shutdown of services at [financially stressed facilities](#)."

DATELINE D.C.

- **"US Sens. Elizabeth Warren, Ed Markey request info on homes damaged, residents displaced by Merrimack Valley gas explosions,"** by Shannon Young, **Springfield Republican**: "U.S. Sens. Elizabeth Warren and Ed Markey, D-Massachusetts, urged Columbia Gas officials Thursday to provide information on the number of residents who remain displaced and homes deemed uninhabitable following last month's [Merrimack Valley gas explosions](#)."

FROM THE HUB

- **"Boston officer's lawsuit targets online gun marketplace,"** by Michael Levenson, **Boston Globe**: "Armslist bills itself as an online firearms marketplace — 'a gun show that never ends,' in the words of its cofounder — where buyers and sellers can easily conduct private transactions through classified-style ads. But a Boston police officer who was shot and injured by a Glock handgun purchased through the website alleges the company is effectively running an unregulated online bazaar where felons and other dangerous people [buy and sell guns illegally](#)."

- **"State will consider allowing pot delivery,"** by Dan Adams, **Boston Globe**: "Massachusetts cannabis regulators are considering a plan to permit home delivery of marijuana across the state — but only by small, locally-owned companies. At the Thursday meeting of the Cannabis Control Commission, commissioner Britte McBride proposed allowing so-called 'microbusinesses' — firms owned by Massachusetts residents that grow and process limited quantities of marijuana — to deliver marijuana and [marijuana-infused products to consumers' homes](#)."

- **"A TERRIBLE THING TO WASTE,"** Spotlight Team, **Boston Globe**: "The

violent life and death of Aaron Hernandez has become a case study in that emotionally charged debate, which has resurfaced repeatedly in the long history of a physically punishing game whose players are often compared to gladiators. Like those ancient fighters, football players have a troubling history of dying young, [sometimes even on the playing field.](#)"

- **"Walsh launches GRAD Last Mile Fund to help Boston students in their last leg of college," by Jackson Cote, Boston Globe:** "Mayor Martin J. Walsh announced the launch of the GRAD Last Mile Fund on Friday, a new scholarship program aimed to help financially-struggling Boston residents heading into their last semester at five local colleges. The program, launched in partnership with the Frieze Family Foundation, will provide up to \$2,500 to cover transportation, rent, child and medical care, among other non-academic costs, [according to Walsh's office.](#)"

- **"Utility to run line under Kennebec Gorge," by Bruce Mohl, Commonwealth Magazine:** "THE UTILITY UNDER CONTRACT with Massachusetts to import Quebec hydro-electricity into New England said on Thursday that it now plans to run the transmission lines under rather than over the Kennebec Gorge in Maine. The transmission line has stirred opposition in Maine for a variety of reasons, but the prospect of high-voltage transmission wires running 200 feet above a river known for its white water rafting has been a [focal point of concern.](#)"

- **"Casino Projects Draw More Women Into Building Trades," by Saraya Wintersmith, WGBH News:** "Pipefitter Savy Man-Doherty says when most people meet her, they don't realize she works on construction sites for a living. But at 5 feet 2 inches tall, the recently licensed journeyman solders pipes, wields power tools and works alongside men at what will become the Encore Boston Harbor casino in Everett. [It's her dream job, said Man-Doherty.](#)"

- **"'John Doe' drops civil case against Bryon Hefner and Stanley Rosenberg, former Senate president," by John R. Ellement and Matt Stout, Boston Globe:** "A former State House aide abruptly dropped his civil lawsuit against Bryon Hefner and his husband, former state Senate president Stanley C. Rosenberg, without reaching a settlement, his attorney said Thursday. Mitchell Garabedian, the attorney for the former aide who was referred to only as "John Doe" in court documents, said he formally notified Suffolk Superior Court

Tuesday that his client was voluntarily withdrawing the suit, in which he had [accused Hefner of sexually assaulting him](#)."

MOULTON MATTERS

- "Serve America Candidates Poised to Win Tough Races," from Serve America PAC: " Serve America and Seth are committing substantial resources and providing one-on-one support to these candidates throughout their campaigns and will be there with them every step of the way to Election Day. Seth is deploying 16 members of his team to 13 races for the final push, in states including Colorado, Illinois, Kentucky, Maine, Michigan, Minnesota, New Jersey, Ohio, Texas, and Virginia. In addition, Serve America is making donations to state parties and committees in Alabama, Iowa, Michigan, New Hampshire, North Carolina, Tennessee, and Wisconsin. Seth will also be traveling to stump for candidates in Kentucky, New Jersey, Ohio, and Pennsylvania in the coming weeks."

ABOVE THE FOLD

— [Herald](#): "BELIEVE IT!" — [Globe](#): "WORLD SERIES BOUND," "Baker walks fine line on new GOP," "Too soon to tell if Warren's DNA gamble paid off."

THE LOWELL CONNECTOR

- "LOCKED OUT GRID WORKERS CLEARED TO ASSIST IN MERRIMACK VALLEY," by Colin A. Young, State House News Service: "As union leadership continues to call out what it says are dangerous gas leaks in National Grid territory, gas workers locked out of their jobs by the company amid a long contract dispute have been cleared to help with restoration of the [gas system in the Merrimack Valley](#)."

BEHIND THE TOFU CURTAIN

- "Lt. Gov. Karyn Polito advocates for get-tough bill targeting repeat, violent offenders," by Patrick Johnson, Springfield Republican: "Lt. Gov. Karyn Polito met with local law enforcement and municipal leaders Thursday to lobby on behalf of a Baker administration-backed bill that would allow police and prosecutors to go after repeat-violent offenders who commit [new](#)

[crimes while out on bail.](#)"

- **"Suburbia's 2nd Hampden Could Come Down to Service,"** by **Matt Szafranski, Western Mass Politics & Insight:** "The vapors of Election season were wafting into the historic town building. The last to speak were the area's legislators, some facing varying degrees of electoral challenges. They reaffirmed their commitment to finding homeowners justice. Among them was Monson's State Rep, Brian Ashe. Ashe, a Democrat, will need towns like Monson to win reelection. He faces perhaps his stiffest challenge since his 2010 reelection in [Republican Alison Werder.](#)"

THE LOCAL ANGLE

- **"Fall River citizens initiate recall of indicted mayor,"** by **Marie Szaniszló, Boston Herald:** "Ten Fall River residents began the process to recall embattled Mayor Jasiel Correia II hours before the City Council on Tuesday postponed a vote until next week on whether to remove him from office because of his arrest on [federal fraud and tax charges.](#)"

SPOTTED: Former Senator and Ambassador to New Zealand **Scott Brown** [jamming on stage](#) with rock band Cheap Trick in Australia.

HAPPY BIRTHDAY - to Fall River state Rep. **Alan Silvia** , Democratic State Committee member and mind behind Donaghue's Democratic Dispatch **Kate Donaghue**, UMass Dartmouth Professor of Public Policy **Michael Goodman**, State House News alum and POLITICO's own **Kyle Cheney**.

HAPPY BIRTHWEEKEND - to **Michael Clark** , senior adviser and director of strategic engagement in Sen. Eric Lesser's office, who turns 3-0 on Saturday.

DID THE HOME TEAM WIN? Yes and no! The **Red Sox** beat the Astros 4-1 and are headed to the **World Series!** The Oilers beat the **Bruins** 3-2.

Want to make an impact? POLITICO Massachusetts has a variety of solutions available for partners looking to reach and activate the most influential people in the Bay State. Have a petition you want signed? A cause you're promoting? Seeking to increase brand awareness among this key audience? Share your message with our influential readers to foster engagement and

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BY STEPHANIE MURRAY

GOOD MORNING, MASSACHUSETTS.

STEYER IN NEAL'S BACKYARD — Billionaire Tom Steyer is taking his show on the road. Steyer and his Need to Impeach organization will hold a town hall in Democratic Rep. Richard Neal's district tonight to urge the Ways and Means chairman to get the ball rolling on impeaching the president.

"The people in this district really want this to happen. They want this president impeached and removed. They want to have it happen now," Steyer told me yesterday afternoon, talking about tonight's town hall in Springfield.

Steyer's Need to Impeach campaign is targeting a handful of key House committee chairs who could play a role in impeaching President Donald Trump, beginning with Neal. Earlier this month, Need to Impeach spent \$109,000 on two weeks of television ads targeting Neal, and another \$100,000 on digital ads, according to a spokesman. The group also plans to pay a full-time organizing manager and up to 25 part-time paid canvassers to knock on doors and make phone calls in Neal's district.

The group is targeting Neal because his position as chairman of Ways and Means allows him to subpoena the president's tax returns. Neal has repeatedly said he's carefully building a case to request Trump's tax documents and — in the event of a likely legal battle — Democrats should resist the urge to move too quickly. But Steyer disagrees, and says there's a cost to keeping Trump in office.

"We better get going or it's never going to happen," Steyer said. "The idea of moving judiciously, of moving carefully, of all the other words they have for moving slowly, is completely unnecessary."

Steyer wouldn't say whether he'd back a primary challenger if the congressman does not move on impeachment, calling it a "conditional question." But the billionaire did poll voters in Neal's district who are likely to cast ballots in the 2020 Democratic primary.

Seventy-eight percent of likely 2020 Democratic primary voters said the president should be impeached, without hearing the group's messaging, according to a poll commissioned by Need to Impeach at the end of January. Polling firm Change Research [conducted an online poll](#) of 813 likely 2020 Democratic primary voters in Neal's district from Jan. 25 to Jan. 28. Steyer also touted a petition signed by 21,000 of Neal's constituents.

"We think Congressman Neal, when he hears how strongly his constituents feel about this, will do the right thing. What we're trying to do is let him know how strongly they feel," Steyer said.

Have a tip, story, suggestion, birthday, anniversary, new job, or any other nugget for the Playbook? Get in touch: smurray@politico.com.

TODAY - Rep. Seth Moulton talks foreign policy at the Brookings Institution. **Sen. Harriette Chandler**, **Rep. Linda Dean Campbell** and **Rep. Andy Vargas** speak in support of the Civics Project Trust Fund. **Boston Mayor Marty Walsh** attends a Harm Reduction Commission meeting. The **Boston Globe** talks about its recent Valedictorians Project at the Boston Public Library.

DATELINE BEACON HILL

- **"Gov. Charlie Baker on Bill Weld's possible run for president: 'That's a personal decision.'"** by Shira Schoenberg, Springfield Republican: "Former Massachusetts Gov. Bill Weld is considering a run for president in 2020, either as a Republican or a Libertarian. Weld was the former boss to then-cabinet secretary and now Republican Gov. Charlie Baker. But the current governor will not say whether he would like to see one of his political mentors [run for office](#)."

- **"Baker: Avert Shutdown To Help 'Regular People,'"** by Colin A. Young, State House News Service: "With the possibility of another federal

government shutdown looming at the end of the week, Gov. Charlie Baker said Monday that members of Congress should 'see some of the regular people' who would be impacted by yet another shutdown. President Donald Trump and Congressional leaders struck a deal late last month to reopen the federal government after the longest shutdown in history. Trump, however, said that if a deal over border wall funding cannot be reached by Feb. 15 he will either shut down the government again or declare a national emergency to [build a border wall](#)."

- **"DeLEO, SPILKA NEED MORE TIME ON ASSIGNMENT DECISIONS,"** by **Katie Lannan, State House News Service:** "Nearly six weeks into the two-year session, legislative leaders on Monday declined to put a date on when they would assign lawmakers to the committees that will review the thousands of bills awaiting attention. Senate President Karen Spilka pegged her timeframe as 'soon.' Neither Spilka or House Speaker Robert DeLeo gave a concrete answer when asked if they would make their appointments this week, with DeLeo also saying he hoped [to do so soon](#)."

FROM THE HUB

- **"Bragging rights? Boston now has the worst rush-hour traffic in the country, report says,"** by **Adam Vaccaro, Boston Globe:** "It's probably crossed your mind while grinding through another commute into downtown, or in one of those horizon-bending backups on Routes 128 or 3: Boston must have the worst rush-hour traffic in the country. Now you can back that up with numbers. Gridlock during the peak of the morning and evening commutes was worse in Boston in 2018 than in any other major metropolitan area, even Los Angeles with its infamous traffic, according to a report from Inrix, a transportation data firm that publishes annual rankings of [congestion around the world](#)."

- **"Former prosecutor, Boston cop, state rep plan Allston pot shop,"** by **Sean Philip Cotter, Boston Herald:** "A former state rep, an ex-Suffolk County prosecutor and a former high-ranking Boston cop are teaming up to run a proposed pot shop in Allston. Former Suffolk County prosecutor Amy McNamee is listed as the CEO of Union Twist, a recreational and medical marijuana shop proposed for 259 Cambridge St. Former Boston Police Superintendent-in-Chief Daniel Linskey is the security consultant and former

state Rep. Marie St. Fleur (D-Boston from 1999-2011) is the chief operating officer. All three are listed as the company's '[founding team](#).'

- **"Boston city councilors look to extend term limits," by Milton J. Valencia, Boston Globe:** "Boston city councilors are considering whether to extend their terms to four years, an effort Council President Andrea Campbell said would strengthen the role of the council. In addition to extending the council terms from two to four years, Campbell proposed banning candidates from running for two city positions at once and requiring that the city hold a special election whenever there is a vacancy in one of the council's four [at-large seats](#)."

- **"Boston officers are suspended in payroll investigation," by John R. Ellement and Maggie Mulvihill, Boston Globe:** "Three officers assigned to provide security at the front desk of the Boston Police Department's Roxbury headquarters have been placed on administrative leave amid an investigation into alleged payroll abuse. A department spokesman, Sergeant John Boyle, said Monday that the three officers — Louis A. Vasquez, David A. Stewart, and Curtis Carroll — are being investigated by the [Internal Affairs Unit](#)."

- **"US attorney releases new antiopioid TV and radio ads," by Felice J. Freyer, Boston Globe:** "US Attorney Andrew E. Lelling has released a series of television and radio public service announcements intended to raise awareness about the dangers of opioids. The ads come more than a year after Lelling's predecessor drew fire from addiction specialists for antiopioid bus advertisements that employed scare tactics and misrepresented the treatment of babies born [dependent on opioids](#)."

- **"DOT notes: Get ready for Pike delays," by Bruce Muhl, CommonWealth Magazine:** "NEW DEVELOPMENT PROJECTS over the Massachusetts Turnpike near where Boylston Street and Massachusetts Avenue intersect will result in lane closures starting later this year and last for a total of 16 months, state transportation officials said on Monday. Looming in the future is an even more disruptive project on the Turnpike. The state is replacing the elevated section of the Turnpike between Boston University and the Charles River as part of a massive overhaul of the highway in the Allston area. That work is expected to start in 2020 and [last eight to 10 years](#)."

- **"Michelle Carter Begins Jail Sentence For Texting Suicide Conviction,"** by Alanna Durkin Richer, Associated Press: "A Massachusetts woman who sent her suicidal boyfriend a barrage of text messages urging him to kill himself was jailed Monday on an involuntary manslaughter conviction nearly five years after he died in a truck filled with toxic gas. Michelle Carter was sentenced to 15 months in jail in 2017 for her role in the death of Conrad Roy III, but the judge allowed her to remain free while she appealed in state court. Massachusetts' highest court upheld her conviction last week, saying her actions [caused Roy's death](#)."

WARREN REPORT

- **"Is Warren the best Democrat to beat Trump? Her speech didn't show it,"** by James Pindell, Boston Globe: "It may be too early for most Democrats to know which candidate they will back, but they do know what they want in a candidate. And that was something US Senator Elizabeth Warren failed to address in her presidential kickoff Saturday. By far the top priority for Democratic voters, according to a CNN poll out this week, is a candidate who has a 'good chance to beat Trump.' This was just the latest poll showing that attribute is more important than having the right experience, or being progressive, or being on the right side of [generational change](#)."

- **"Elizabeth Warren wants to ban the US from using nuclear weapons first,"** by Kelsey Piper, Vox: "Two weeks ago, a major national security bill was introduced in both houses of Congress — and hardly anyone noticed. That bill, introduced by Sen. Elizabeth Warren and House Armed Services Committee Chair Adam Smith, was the No First Use Act, and it aims to transform US [nuclear weapons policy](#)."

KENNEDY COMPOUND

- **"Rep. Joe Kennedy Introduces Resolution Against Trans Military Ban,"** by Judy Ring, Advocate: "U.S. Rep. Joe Kennedy III today introduced a nonbinding resolution opposing Donald Trump's ban on military service by transgender people and urging the Department of Defense to not reinstate the ban. 'No one willing to serve in our armed services and sacrifice for this

country should be subjected to intolerance and bigotry from their commander in chief,' Kennedy said in [a press release](#)."

MOULTON MATTERS

- **"Congressman Seth Moulton 'taking a serious look' at White House run," by Laurel J. Sweet and Mary Markos, Boston Herald:** "U.S. Rep. Seth Moulton is giving serious thought to tossing his hat into an already crowded field of Democrats hoping to unseat President Trump in 2020, telling students at Salem State College this morning that he was taking a 'serious' look at [a White House run](#)."

ALL ABOARD

- **"North Shore RIDE drivers settle negotiation with vendor," by Sean Philip Cotter, Boston Herald:** "A potential strike that would have impacted users of the MBTA's RIDE service on the North Shore was averted with a deal struck Sunday night, according to union officials. The T announced in an email Sunday evening, 'The MBTA is advising RIDE customers that potential service impacts could come as a result of a possible work stoppage on the part of a RIDE vendor, which if carried out, would take effect with the start of service on [Tuesday, February 12](#).'"

- **"T notes: Fare gates left open at many stations on Patriots parade day," by Bruce Mohl, Commonwealth Magazine:** "THE CITY OF BOSTON estimated 1.5 million people came to the New England Patriots championship parade last week, but MBTA General Manager Steve Poftak says he still doesn't know how many of them rode public transit. Poftak, speaking after a meeting of the Fiscal and Management Control Board on Monday, said it takes time to gather fare information from across the transit agency. He also said any count would be off because many fare gates were thrown open during the [crush of passengers](#)."

ABOVE THE FOLD

— [Herald](#): "LOCKED UP," — [Globe](#): "Maine's plight" Deaths exceed births," "Tentative deal set up to avoid US shutdown," "PRISON-BOUND IN SUICIDE CASE."

- **"For better or worse, legal pot side effects appear minimized in Berkshire County," by Kristin Palpini, The Berkshire Eagle:** "If it weren't for all of the out-of-state license plates in the parking lot and a line of men in all-weather togs standing outside in the rain and snow on Route 7 in Great Barrington, signs that recreational marijuana is present in Berkshire County would be hard to find. After one month of legal recreational marijuana sales, businesses near the county's two recreational marijuana dispensaries — Temescal Wellness on Callahan Drive in Pittsfield and Theory Wellness on Stockbridge Road (Route 7) in Great Barrington — haven't seen a significant uptick in customers or spending. The cannabis depots began selling recreational [marijuana in January](#)."

THE LOCAL ANGLE

- **"Immaculate Conception Church time capsule disappoints in Fall River," by Peter Jasinski, Herald News:** "A crew of demolition workers were dismayed last week when they learned the time capsule they found while tearing down Immaculate Conception Church was almost completely empty. 'Those of us that were present were very disappointed with the findings,' developer Thomas St. Pierre said via text message. According to St. Pierre, little more than a handful of coins were found in the time capsule, along with what he described as a '[watery pulp solution](#).'"

- **"'She was evil' — Brockton woman recounts racial abuse at Market Basket," by Marc Larocque, Brockton Enterprise:** "A Haitian-American woman said she was on the receiving end of hateful racial slurs and vandalism to her vehicle from a still-unidentified woman at Market Basket in Brockton on Feb. 1. Now, the Brockton Area Branch NAACP is sticking up for her, calling on the Brockton Police Department [to pursue justice](#)."

- **"Fearing separation, Worcester family heads to D.C. for immigration march," by Mark Sullivan, Telegram & Gazette:** "Twenty years ago, Lucia Benitez left her three young children behind in the care of their grandmother in El Salvador and came to Worcester to build a future for her family. And now, she might be forced to leave her family again. Ms. Benitez, 45, resides in this

country under Temporary Protected Status, which under the Trump administration may be revoked this year, requiring her to return to El Salvador. She is among more than 500 Massachusetts residents who have traveled to Washington, D.C., for a pro-immigration march and rally [Tuesday morning](#)."

SPOTTED: Among sheriffs meeting with President Donald Trump at the White House on Monday ... Bristol County Sheriff **Thomas Hodgson**.

SPOTTED: Sen. Ed Markey walking into a Sunday matinee of "They Shall Not Grow Old" at the Uptown Theater in Cleveland Park.

HAPPY BIRTHDAY - to Falmouth **state Rep. David Vieira** and former MassUniting spokesman **Reggie Zimmerman**.

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BY STEPHANIE MURRAY

GOOD MORNING, MASSACHUSETTS. Happy Valentine's Day!

COMMITTEE ASSIGNMENT DAY? — Today might be the day. Both House and Senate Democrats plan to huddle in caucus today, the State House News Service [reports](#). It's a likely sign committee assignments are finally here.

Along with the usual start-of-session shifting around, there are big roles to fill on Beacon Hill. The Joint Committee on Ways and Means — which handles the blueprint for the state budget — does not have a chair in the House or the Senate.

Just before the start of this session, there was some outsized energy around changing the way Beacon Hill does business. First-year lawmakers state Sen. Becca Rausch and state Rep. Maria Robinson touted a transparency pledge, for example, to push for roll call votes. And just before the end of last session, former lobbyist Phillip Sego made waves when he [ripped](#) House leadership for its legislative process.

It remains to be seen whether anything will really change in the legislature. Little changed when the House [debated](#) its rules, though the Senate made some [changes](#), like banning the use of nondisclosure agreements. But House lawmakers are falling in line as they await committee assignments. More than five dozen Democrats changed their vote last month after House Speaker Robert DeLeo changed his during a roll call, CommonWealth magazine points [out](#).

Procedure aside, you can watch for a shift in how new lawmakers influence committee hearings once assignments are done. There are more women on Beacon Hill than ever before, meaning committees will be staffed with a wider

range of perspectives compared to years past.

Have a tip, story, suggestion, birthday, anniversary, new job, or any other nugget for the Playbook? Get in touch: smurray@politico.com.

TODAY - Acting Gov. Karyn Polito joins an Eastham Municipal Harbor Plan meeting and attends a ribbon-cutting for the Yarmouth Police Department's Sgt. Sean Gannon Training Complex. New York **Mayor Bill de Blasio** speaks with CNN's **Symone D. Sanders** at the Harvard Kennedy School Institute of Politics.

Boston **Mayor Marty Walsh** attends the Chelsea Boys and Girls Club Breakfast Series, a groundbreaking in South Boston and the Age Strong Black History Month Celebration. The **UMass Board of Trustees** meets. **Rep. Katherine Clark** is a guest on WGBH's Morning Edition.

DATELINE BEACON HILL

- **"Local pols say Baker ed plan not enough," by Elise Takahama, The Lowell Sun:** "Education activists agree Massachusetts public schools are hurting for attention, and although Gov. Charlie Baker attempted to bring certain issues to light with his new education reform plan, local lawmakers say it's not enough. The plan that Baker recently unveiled in his fiscal 2020 budget proposal would pour an additional \$1.1 billion into K-12 systems over seven years, allowing schools to dedicate more resources and staff to low-income communities, special education, English language learners and employee health care. But local legislators aren't satisfied, arguing that seven years is far too long for students to [wait to see benefits](#)."

- **"TIPPED WORKERS DESCRIBE HARASSMENT ON JOB," by Kaitlyn Budion, State House News Service:** "Contributing to a national day of action, restaurant industry workers told personal stories Wednesday and framed the issue of tipped worker wages as a matter of women's rights. Legislators and representatives from the Restaurant Opportunities Center (ROC) gathered in the State House to advocate for tipped workers to make the same minimum wage as other workers. Rep. Tricia Farley-Bouvier and Sen. Patricia Jehlen touted their bill filed as part of the '[One Fair Wage](#)' movement."

- **NOTHING GOLD CAN STAY: "The Great Massachusetts Beer Garden Backlash Has Arrived," by Spencer Buell, Boston Magazine:** "Everyone loves a good beer garden. When it comes to combining the trends in after-hours imbibing, they're right in the sweet spot: sought-after brews, fresh air, food truck dining, and Instagram-friendly ambiance. But according to a new report in the Boston Globe, their days may be numbered if a new restaurant industry-backed bill filed at the Massachusetts State House [gains traction](#)."

FROM THE HUB

- **"With UMass set to name Bayside developer, professors plan protest," by Catherine Carlock and Gintautas Dumcius, Boston Business Journal:** "The University of Massachusetts board of trustees and members overseeing the system's building authority are scheduled to vote Thursday morning on a winning bid to develop the 20-acre Bayside Expo Center site. By some estimates, that land could host up to 2.5 million square feet of new mixed-use development and sell for more than \$200 million. But professors, who say the lease or sale of Bayside could do 'long-term harm to the future of UMass Boston,' could throw a wrench [into the process](#)."

- **"A year after a police shooting, a family waits for answers," by Shelley Murphy, Boston Globe:** "A year ago, a Reading police officer fired two bullets into Alan Greenough's chest as he stood in a parking lot next to his Main Street apartment, fatally piercing his heart. An SUV with two bullet holes in the passenger door remains parked outside the building, a stark reminder of a shooting that has been shrouded in secrecy. Hours after the shooting, the Middlesex district attorney's office said it took place after police had been called to Greenough's apartment twice in two days to investigate reports that he had assaulted 'a household member.' Authorities have provided no additional information since then, including autopsy results, and have refused to [identify the officer involved](#)."

- **"Opioid overdose deaths in Mass. fell again in 2018," by Felice J. Freyer, Boston Globe:** "The number of people in Massachusetts who died from opioid-related overdoses declined by 4 percent in 2018, the second consecutive year to show a drop-off, according to data released by state health officials Wednesday. The Department of Public Health's latest quarterly overdose report, the first to show counts from all of 2018, suggest that efforts to confront the crisis are

starting to bend the proverbial curve. But the death rate remains staggeringly high, with nearly 2,000 lives lost in 2018, more than double the number just [five years earlier](#)."

- **"Boston mayor: Traffic congestion report misleading," by Brooks Sutherland, Boston Herald:** "Mayor Martin J. Walsh pushed back on a recent traffic report that claimed Boston had the worst congestion in 2018 — writing in an online post Tuesday that a study calculating drive times tells less than 'half the story.' Walsh's post was in response to the INRIX report Monday that contended an average driver in the city lost \$2,291 while waiting in increasingly gridlocked traffic and waited 164 hours stuck [at a standstill last year](#)."

DAY IN COURT

- **"Family of woman killed by flying manhole cover sues state, contractors," by Travis Andersen, Boston Globe:** "The family of a woman killed by a flying manhole cover on the Southeast Expressway in 2016 has filed a wrongful-death lawsuit against the state Department of Transportation and two private contractors. Relatives of Caitlin M. Clavette filed their suit in Suffolk Superior Court [on Monday](#)."

- **"Massachusetts SJC: Jurors can bring personal beliefs into the courtroom," by Shira Schoenberg, Springfield Republican:** "A black man is charged with drug dealing. A prospective juror believes the justice system is rigged against black men. Should the juror be allowed to serve? Yes, according to the Massachusetts Supreme Judicial Court, which released a decision Wednesday establishing that jurors are not asked to leave their world views at the [door to the jury room](#)."

- **"Harvard, Students For Fair Admissions Meet Again For Final Hearing In Discrimination Case," by Esteban Bustillos, WGBH News:** "In a bit of an uncommon move, lawyers for the plaintiffs, defendants and amici curiae in the case where Harvard University is defending itself against allegations of discrimination against Asian-American applicants met for a final hearing months after the initial trial adjourned. The trial is over a lawsuit brought by a group called Students for Fair Admissions that claims Harvard discriminates against Asian-American applicants and gives them lower scores [on personal](#)

[ratings.](#)"

- **"Suspended Mass. State Police Trooper Heath McAuliffe agrees to plead guilty to embezzlement in overtime scandal," by Scott J. Croteau, Springfield Republican:** "Another Massachusetts State Police trooper accused of stealing overtime money by skipping specialized patrol shifts and writing fake tickets to hide his actions agreed to plead guilty to one count of embezzlement. The U.S. Attorney's Office announced Wednesday that 40-year-old Heath McAuliffe of Hopkinton, agreed to plead guilty to one count of embezzlement from an agency [receiving federal funds.](#)"

- **"Woman who accused Va. lieutenant governor will meet with Suffolk DA," by Danny McDonald, Boston Globe:** "Vanessa Tyson, who has accused Virginia's lieutenant governor of sexually assaulting her at the 2004 Democratic National Convention in Boston, will meet with the Suffolk district attorney's office to detail her allegations, according to her attorney. Debra S. Katz, an attorney representing Tyson, said in a statement that she spoke with Suffolk District Attorney Rachael Rollins Wednesday afternoon and told her Tyson will meet with the district attorney's staff [and law enforcement.](#)"

THE OPINION PAGES

- **"Developers must answer the call for diversity and inclusion," by Boston Mayor Marty Walsh and Brian Golden, Boston Globe:** "We've used our building boom to share more opportunity. But we also know that the real estate development world itself is not accessible for all. We believe that government must set an example for the private sector to follow. That's why the City of Boston and the Boston Planning & Development Agency are leading the way to a more inclusive real estate industry — and asking developers [to do more as well.](#)"

WARREN REPORT

- **"Warren names 2020 campaign manager," by Natasha Korecki, POLITICO:** "Sen. Elizabeth Warren (D-Mass.) has tapped Roger Lau to lead her 2020 presidential bid, according to her campaign, placing a veteran staffer with national campaign experience as well as deep knowledge of New Hampshire in the role of campaign manager. Lau, who worked on election

efforts for Hillary Clinton and John Kerry, has served as a steady and intense presence in Warren's buildup to the campaign, often caught in live shots during events and traveling with Warren to early states, [including Iowa](#)."

IT'S NOT EASY BEING GREEN

- **"For Markey, push for Green New Deal puts him in GOP crosshairs," by Michael Levenson, Boston Globe:** "Did Senator Edward J. Markey make a huge political mistake by sponsoring the Green New Deal with Representative Alexandria Ocasio-Cortez? Senator Mitch McConnell clearly thinks so. McConnell, the Republican leader from Kentucky, opposes the sweeping plan to remake the American economy with a federal jobs guarantee and an aggressive, 10-year campaign to eliminate [greenhouse gas emissions](#)."

- **"Ed Markey says Republicans 'mock flatulence to deflect from facts' on climate change," by Nik DeCosta-Klipa, Boston.com:** "Sen. Ed Markey says that Republicans' mocking response to the Green New Deal framework that he and Rep. Alexandria Ocasio-Cortez recently introduced is nothing new — particularly when it comes to flatulence. [Yes, flatulence](#)."

TRUMPACHUSETTS

- **"Bourne meeting on ICE program draws crowd," by Geoff Spillane, Cape Cod Times:** "From a group wearing 'I love ICE' badges to a contingent from the Cape Cod Democratic Socialists of America, both sides of the immigration debate were well-represented at Wednesday's meeting of the Barnstable County Sheriff's Office 287(g) Steering Committee. A standing-room-only crowd of more than 200 packed into the Bourne Veterans Memorial Community Center to review the year-old partnership between the local sheriff's office and U.S. [Immigration and Customs Enforcement](#)."

ABOVE THE FOLD

— [Herald](#): "NO SLAM GRONK!" "IT'S NOT EASY BEING GREEN," — [Globe](#): "Judge cites doubts in Harvard bias case," "In police shooting, answers few."

THE LOCAL ANGLE

- **"Market Basket speaks on racist assault reported at Brockton store," by Marc Larocque, Brockton Enterprise:** "A Brockton woman said she was on the receiving end of a racist tirade from another customer at a Market Basket store in the city on Feb. 1, when she was called the N-word, rammed with a shopping cart, told to 'go back to Africa,' and had her car vandalized. Market Basket responded on Tuesday with comments reacting to the story, stating that the business acted appropriately to help the victim, and worked promptly to provide information to police [identifying the suspect](#)."

- **"As state opioid-related deaths drop, lives still 'being devastated' in Berkshires," by Haven Orecchio-Egresitz, The Berkshire Eagle:** While opioid-related deaths in the state have declined for two years in a row, drug use still is devastating families throughout Berkshire County, addiction specialists warn. Opioid-related deaths in Massachusetts dropped 4 percent — or by 82 people — in 2018, according to a Department of Public Health report released Wednesday. There was a 2 percent decline from 2016 to 2017, when the epidemic was at its peak. Still, fentanyl, a dangerous synthetic opioid that the Drug Enforcement Administration says is 80 to 100 times stronger than morphine, was found in nine out of every 10 of last year's deaths and is on the upswing statewide, according to [the report](#)."

AND SOME VALENTINE'S DAY READING:

- **"The Top 10 Worst Breakups in Boston," by Lisa Weidenfeld, Boston Magazine:** "Some people are spending their Valentine's Day curled up in front of a cozy fireplace with their sweetheart, reading sonnets or whatever romantic people do. This post is not for them. This post is for anyone who wants to dwell in the depths of Boston's perpetual angst about anyone who ever leaves us for greener pastures. Why would anyone ever want to leave this bastion of miserable weather, aloof residents, and utterly baffling roadways? [That's what we thought](#)."

- **"This is not a corny Valentine's Day story: Secrets of a long and happy marriage," by Cleo Gorman, Hampshire Life:** "For two hippies — 'together only as long as it felt right' — 50 years in a long-term, primary relationship is quite astonishing to think about, filled with history and memories. What a journey it's been, of adventure, travel, love, blessings and pain; and it all began in 1968 at Wurzweiler School of Social Work, at Yeshiva University in

Manhattan, when [Ron taught Israeli dance.](#)"

TRANSITIONS - Ways and Means Committee Chairman **Rep. Richard Neal** was named chairman of the Joint Committee on Taxation.

SPOTTED: Sen. Mitt Romney at a Team Mitt reception in Washington, D.C. last night with former Boston Police Commissioner **Ed Davis** and former Homeland Security official **Ed Cash**. [Pic](#).

REMEMBERING DAVE VIGNEAULT ... per his obit: "Former state Rep. David Vigneault, 82, died Wednesday, and was remembered by friends as a modest but passionate fighter for political causes and candidates and an advocate for civil rights since the 1960s. Vigneault served in the Massachusetts House from 1961-73 and remained active in politics through the rest of his life." [Link](#).

REMEMBERING PAUL TSONGAS ... the late Massachusetts Sen. **Paul Tsongas** would have turned 78 today.

HAPPY BIRTHDAY - to **Rep. Richard Neal**, who turns 7-0 today, and **Diana Felber**.

DID THE HOME TEAM WIN? Yes! The **Celtics** beat the **Pistons** 118-110.

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BY STEPHANIE MURRAY

GOOD MORNING, MASSACHUSETTS.

GEARS TURNING ON BEACON HILL — As we enter the final week of February, there's no doubt the new legislative session is off to a slow start on Beacon Hill. But now that bills have been filed and committee assignments have been doled out, the gears are starting to turn.

The Poor People's Campaign is at the State House today to urge lawmakers to act on legislation that addresses issues like systemic racism, poverty and inequality. It's easier to make your case when it's clear who will steer each committee in the Legislature.

And on Tuesday, state Sen. Jason Lewis and state Rep. Jim O'Day will make some noise around the so-called Millionaires Tax. The Supreme Judicial Court [blocked](#) a ballot question version of the proposal from appearing before voters in June, but the idea of putting a tax on incomes over \$1 million is getting a second chance. O'Day and Lewis will hold a briefing on their bill to make an amendment to the state constitution, [according](#) State House News Service.

State Rep. Smitty Pignatelli and state Sen. Anne Gobi will also be on hand Tuesday when a number of environmental groups officially announce priorities for the fiscal 2020 budget. Organizations under the "Green Budget Coalition," including the Environmental League of Massachusetts, the Massachusetts Rivers Alliance and the Nature Conservancy will call for robust funding for the state's environmental agencies.

Gov. Charlie Baker rolled out his budget proposal in January, but the chairs of the budget-writing Ways and Means committees in both the House and

Senate remained empty until a little over a week ago.

The next day, Jane Doe Inc. and the Massachusetts Coalition Against Sexual Assault and Domestic Violence will brief lawmakers and staff on their priorities on Wednesday, which include bills to prevent and address sexual violence on college campuses and sex education. House Speaker Robert DeLeo attended a [summit](#) over the weekend aimed at addressing sexual violence on college campuses. Talks around a bill which addressed that issue fell apart late last session, but DeLeo said he wants to see a bill addressing the issue "get done this year."

Have a tip, story, suggestion, birthday, anniversary, new job, or any other nugget for the Playbook? Get in touch: smurray@politico.com.

TODAY — Gov. Charlie Baker attends the National Governors Association Winter Meeting in Washington, D.C. **Boston City Councilor Michelle Wu** collects signatures against an MBTA fare hike at Ruggles Station. **Rep. Eric Swalwell** speaks at Politics & Eggs in New Hampshire. It's opening day for the **Blue Hill Avenue MBTA** station.

DATELINE BEACON HILL

- **"DeLeo proposes \$1b in municipal climate investments," by Chris Lisinski, State House News Service:** "HOUSE SPEAKER ROBERT DELEO proposed a sweeping \$1 billion environmental grant program Friday that, over the next decade, would fund municipal efforts to build renewable-energy infrastructure and invest in climate resiliency programs. DeLeo, speaking alongside members of the Joint Committee on Telecommunications, Utilities, and Energy after a tour of Somerville's GreenTown Labs, said the funding will continue the state's dedication to combating climate change while giving each city and town the flexibility to make [locally-driven decisions](#)."

- **"To fix public education funding, 'we have to pay for it,' says new Senate education chair," by Victoria McGrane, Boston Globe:** "Fresh off his appointment as the new Senate education committee chairman, Jason Lewis of Winchester indicated that he wants to go bigger and perhaps bolder than Governor Charlie Baker when it comes to overhauling the state's education funding formula — and that very well may mean raising new [revenue to pay for](#)

[it.](#)"

- **"Beacon Hill Weighs Banning Youth Tackle Football," by Mike Deehan, WGBH News:** "Tackle football could become a thing of the past for thousands of Massachusetts elementary and middle school athletes, as state lawmakers consider banning the full-contact sport for young players. Under a bipartisan bill supported by 17 House members, schools and leagues would be fined \$2,000 for allowing children in grade seven and below to play organized tackle football, which research suggests is more harmful to young players [than previously thought.](#)"

- **"Hospital pill theft prompts call for oversight," by Christian M. Wade, Eagle-Tribune:** "The theft of more than 18,000 pills, mostly opioids, from Beverly Hospital is spurring calls on Beacon Hill for more state oversight of heavily addictive drugs that are diverted to the street from hospitals, nursing homes and pharmacies. Lisa Tillman, 50, of Salem, Massachusetts, is facing larceny charges for allegedly stealing the drugs — including Percocet, Vicodin and OxyContin — from automated dispensing machines at Beverly Hospital, Addison Gilbert Hospital in Gloucester and other locations. Tillman worked overnight as a pharmacy technician, and police say she altered computer records to mark the [drugs as outdated.](#)"

- **"Meet Three Of Massachusetts' Newest State Legislators," Under the Radar, WGBH News:** "While the political world focuses on the 2020 presidential election and the charismatic new members of the 116th Congress, here at home a new class of state legislators is settling in and already making waves. This full hour we get to know three of the Bay State's newest lawmakers — a small sample of first-time members of the Massachusetts House of Representatives. These new lawmakers say they are ready to make a difference in their communities and [for their constituents.](#)"

- **"Democrats seek state protections for organized labor," by Christian M. Wade, The Daily News:** "Democrats are seeking to ease the blow to the state's labor unions from a U.S. Supreme Court ruling that limited collection of dues and fees from workers' paychecks. More than 100 state lawmakers — all Democrats — have signed onto legislation that would allow unions to represent nonmembers for grievances and other work-related negotiations, and to charge workers for those costs. The measure would also give organized labor

representatives access to new hires and nonunion members in state and local government to speak with them about [joining a union](#)."

WHAT CITY HALL IS READING

- **"City Council wants four-year terms? Galvin has another idea," by Milton J. Valencia, Boston Globe:** "Secretary of State William Galvin, who oversees the state's elections system, said he has been watching from his Beacon Hill office the City Council's effort to extend members' terms to four years. And he doesn't like it. Galvin argued that councilors should be deferring to the ballot box, saying in an interview that voters should be able to decide on an issue that has such large ramifications as the structure of the [city's government](#)."

FROM THE HUB

- **"At Summit On Campus Sexual Violence, Ayanna Pressley Vows To Push For 'Survivor Justice Agenda,'" by Quincy Walters, WBUR:** "With 114 colleges in Massachusetts, the issue of sexual violence and assault on campuses is on the minds of many students. That's why Northeastern University senior Jace Ritchey attended a summit at Harvard University on Saturday, where about 100 activists, politicians and survivors of sexual violence gathered to discuss how to [tackle the issue](#)."

- **"Unionized Stop & Shop workers vote to authorize a strike," by Jeremy C. Fox, Boston Globe:** "A union representing nearly 10,000 Stop & Shop workers in Massachusetts voted Sunday morning to authorize a strike, hours after the employees' contract had expired at midnight, according to a statement from the organization. The vote followed more than a month of negotiations between the supermarket chain and five union locals of the United Food & Commercial Workers, representing employees in Massachusetts, Rhode Island, and Connecticut, according [to UFCW Local 1445](#)."

- **"The Rise of Socialism in Boston," by Anna Sims, Boston Magazine:** "Here in Massachusetts, the movement is having one of its biggest moments in decades: New DSA chapters have launched on the North Shore and in Worcester, while students at Boston University, Emerson College, and Harvard have all started official socialist clubs in the past few years. Even the protest on Boston Common the day after Trump's election, which drew thousands, was a

socialist-organized event. Suddenly, it seems, being red is cool again, and increasingly people want in. But can Boston's socialists really make a political mark on a city that's already [so far to the left](#)?"

- **"Boston police officers were highest paid city employees in 2018," by Jonathan Ng, Boston Herald:** "Five Boston police officers that were reinstated following their dismissal ended up with massive paychecks, according to the city's 2018 payroll data obtained by the Herald following a public records request. Boston police officer Shawn Harris, the city's top earner, raked in \$684,411 last year with back pay of \$485,967. Officer David Williams, the second highest-paid city employee, brought in \$677,681. Officers Ronnie Jones took in \$577,123; George Dowling, \$536,000; and Walter Washington [with \\$494,320](#)."

- **"Sports' great gamble: Betting is big business," by Michael Silverman, Boston Herald:** "In this moment of calm between Super Bowl squares and March Madness brackets, take a peek behind the curtain of the fledgling legalized US sports betting industry. Witness the corporate mating dances as professional sports leagues, who once were shocked — shocked! — to be linked to the gambling industry, are now smitten [with the gaming industry](#)."

- **"Mental health providers face long waits for payments for services to state, municipal workers," by Shira Schoenberg, Springfield Republican:** "Mental health professionals who treated state and municipal employees have had to wait for more than seven months for payment, due to an error by the insurance company that has a state contract to manage care for public workers. UniCare currently has around 16,000 claims for behavioral health care that are awaiting processing, although that number includes claims that just came in as well as those dating back as far as July. The number represents around 10 percent of behavioral health claims [submitted to UniCare](#)."

- **"Message from the bishops summit: The problem is everywhere," by John L. Allen Jr., Boston Globe:** "The unprecedented summit on clerical sexual abuse in the Catholic Church has yet to produce major concrete reforms, but, over the past three days, at least one clear message has emerged: No church official, no matter where he comes from, should return thinking this isn't a problem back home. From the beginning of the scandals, there has been a persistent undercurrent of resistance to a major churchwide reckoning from

leaders in locations where the crisis has yet to erupt, both in traditional centers of Catholic power, such as Italy, and in newer ones, such as Africa. Those church leaders have often referred to clerical abuse as largely an "American," or an "Anglo-Saxon" [or "Western" problem](#)."

- **"Kasim Kahrin had long history with Boston police before dying in early morning shoot-out," by Jacqueline Tempera, MassLive.com:** "During the 20 years before Kasim Kahrin reportedly had a standoff with Boston police that would end his life, he was in and out of jail and faced more than 40 charges in Boston courts. The Boston Globe and other media have identified Kahrin, 36, as the man who died after exchanging gunfire with police [early Friday morning](#)."

DAY IN COURT

- **"Charges could be filed against Robert Kraft as early as Monday," by Jeremy C. Fox and John Hilliard, Boston Globe:** "New England Patriots owner Robert Kraft and other men accused of soliciting prostitution in a Florida massage parlor are expected to be charged by prosecutors as soon as Monday afternoon, a spokesman for the state attorney in Palm Beach County said Sunday. The solicitation charges that ensnared Kraft and nearly 200 other men stem from a sweeping, months-long law enforcement probe of massage parlors where defendants sought sexual services from women who were allegedly victims of an international [human trafficking ring](#). [officials said](#)."

WARREN REPORT

— **"Warren shuts down donor dinners, insider access," by Natasha Korecki, POLITICO:** "Sen. Elizabeth Warren (D-Mass.) announced Monday her campaign will shun fundraising through some of the old-fashioned means: dinners, donor calls and cocktail parties. In an email to supporters Monday, Warren also said [she won't sell access to big-name donors as candidates often do to raise money for a presidential bid](#)."

- **"Voters split as Elizabeth Warren stumps in New Hampshire," by Lisa Kashinsky, Boston Herald:** "U.S. Sen. Elizabeth Warren made her second pass through the Granite State since announcing her presidential bid, attempting to court voters in a state that swung heavily in 2016 for her

colleague-turned-opponent U.S. Sen. Bernie Sanders. Following a Friday headlining slot at the 60th McIntyre-Shaheen 100 Club Dinner, Warren on Saturday bounced from a house party in Laconia, to a standing-room-only rally of about 300 at Plymouth State University, to a meet-and-greet in Nashua — her husband Bruce Mann, and dog, [Bailey, in tow](#)."

- **"Are Elizabeth Warren and Bernie Sanders headed for a collision?" by Dan Balz, Washington Post:** "Sen. Elizabeth Warren (D-Mass.) got a rousing reception from a ballroom filled with Democratic activists here Friday night, with multiple standing ovations and a lengthy photo line afterward. In a week when Sen. Bernie Sanders (I-Vt.) joined the presidential race with a bang, it was the kind of reaction that pointed to the competition to come, here and elsewhere. With the Democratic field already large and growing, handicapping the contest for the party's 2020 nomination remains a fool's errand. Most activists are eager to look but not yet ready to buy. Even at this early stage, it seems inevitable that Warren and Sanders will find themselves in direct competition [as the campaign unfolds](#)."

- **"Warren suggests Native Americans should be 'part of the conversation' about reparations," by James Pindell, Boston Globe:** "US Senator Elizabeth Warren of Massachusetts suggested Friday that Native Americans, not just African Americans, should be "part of the conversation" when it comes to the federal government providing reparations as a way to address ways minorities have been punished in American history. Reparations, either through making simple financial payments or more broadly by addressing structural discrimination via health, education, and housing policies, have been a topic on the presidential campaign [trail this week](#)."

FROM THE DELEGATION

- **"Ed Markey carries an iPhone and a flip phone," by Matt Stout, Boston Globe:** "Given the chance, Senator Edward J. Markey will pluck example after example from decades in Congress to bolster his argument about the potential of the renewable energy sector. Two of them, it just so happens, are in his pocket. Markey, 72, carried two cellphones with him Thursday: a LG flip phone that looks as if it's pulled from the set of "The Departed," and a [sleek, black iPhone](#)."

ALL ABOARD

- **"With traffic so bad, is now really the time to raise MBTA fares?" by Adam Vaccaro, Boston Globe:** "Boston has the worst rush-hour traffic in the country, according to a new ranking. Subway and bus ridership is declining. And the Baker administration has an explicit goal of moving more drivers to public transit. And yet the Massachusetts Bay Transportation Authority is on track to increase fares 6.3 percent systemwide in July. The proposed fare increase is causing concern among some transit specialists, who say it could lead to a drop in the number of people who take the bus, train, and subway. Fewer people using mass transit, in turn, would make it that much harder for the state to cut back on congestion and to tackle climate change — [another major goal](#)."

ABOVE THE FOLD

— [Herald](#): "TAP, TAP, BET — [Globe](#): "First the DNA kit, then the support group," "Higher T fares may backfire, critics say," "'GREEN BOOK' GRABS OSCAR."

TRUMPACHUSETTS

- **"Plow driver who sprayed protesters removed as Falmouth contractor," by Christine Legere, Cape Cod Times:** The man charged with assault after spraying protesters with snow and ice as they demonstrated on the Falmouth Village Green on Monday has been removed from the town's list of plow drivers. John C. Pimental, 31, of Mashpee, a longtime snowplow contractor for the town of Falmouth, was assigned to the area of Woods Hole. The village green where the incident occurred was not part of his plow route. About 55 demonstrators were on the green shortly after noon Monday to protest President Donald Trump's declaration of a national emergency to secure funding for a [southern border wall](#)."

FROM THE 413

- **"Emails show talks between Hampshire and UMass about possible partnership," by Scott Merzbach and Dusty Christensen, Daily Hampshire Gazette:** "While there has been extensive speculation about whether the

University of Massachusetts Amherst would be an appropriate long-term partner for Hampshire College, emails the Gazette obtained from UMass through a public records request show that there were not only conversations between high-ranking officials, but Hampshire leaders [requested to an agreement](#)."

- **"Springfield fire in popular Student Prince and Fort Restaurant prompts calls from governor, lt. governor, mayor," by Jeanette DeForge, Springfield Republican:** "Firefighters responded within minutes and shortly after a second private alarm started sounding for smoke in the same building, this time at the address of 1628 Main St., prompting a second alarm to bring more firefighters to the scene, said Fire Commissioner Bernard J. Calvi. Even before firefighters were done with their work, Yee said he started getting texts and calls from Gov. Charlie Baker, Lt. Gov. Karyn Polito, Mayor Domenic Sarno and a host of loyal customers who saw the news about the fire and were worried about the iconic restaurant."

THE LOCAL ANGLE

- **"Sex misconduct cases fuel student protests at Holy Cross," by Deirdre Fernandes, Boston Globe:** "From its perch atop a hill overlooking Worcester, the College of the Holy Cross has for years dodged the waves of activism that have erupted across other campuses. While college students from Seattle to Cambridge have marched, held sit-ins, and taken over their campuses in recent years over concerns about free speech, police brutality, gun violence, immigration, and the last presidential election, Holy Cross has remained relatively quiet. But in recent weeks, the small Jesuit private college has been [in an uproar](#)."

SPOTTED: At the McIntyre-Shaheen 100 Club Dinner in Manchester, N.H. on Friday night ... state Rep. Lindsay Sabadosa, Mara Dolan, Kate Donaghue, Jordan Meehan, Amaad Rivera.

TRANSITIONS - David Smentek is now director of business development for Armored Things, a Boston-based cybersecurity startup.

HAPPY BELATED BIRTHDAY - to former **Gov. Jane Swift** and **Sarah Keene**, who celebrated Sunday.

HAPPY BIRTHDAY - to Jack Dew.

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BY STEPHANIE MURRAY

GOOD MORNING, MASSACHUSETTS.

BAKER AND KISSINGER AT MIT — Gov. Charlie Baker will speak at a [conference](#) at MIT today celebrating the opening of the university's new Schwarzman College of Computing.

The new college was established with a \$350 million donation from **Steve Schwarzman**, a Republican donor and ally to President Donald Trump. The daylong conference will focus on the future of artificial intelligence, and feature an interview of Secretary of State Henry Kissinger by journalist Tom Friedman.

Trump signed an [executive order](#) promoting artificial intelligence earlier this month, following concerns that China is besting the United States in developing the technology. MIT says the new college will create 50 faculty positions and come close to doubling its current AI and computing offerings.

Have a tip, story, suggestion, birthday, anniversary, new job, or any other nugget for the Playbook? Get in touch: smurray@politico.com.

TODAY — Gov. Charlie Baker speaks at the launch of MIT's Stephen A. Schwarzman College of Computing. Lt. Gov. Karyn Polito announces rental housing awards in Worcester. The **Boston City Council** holds a hearing on city investment holdings. Sen. Ed Markey speaks to the New England Council in Washington, D.C. Rep. Jim McGovern calls into WPKZ and WRSI to discuss news of the week. Senate President Karen Spilka speaks at a women's suffrage celebration.

- **"Baker proposes controversial change in how Mass. spends money on global warming," by David Abel, Boston Globe:** "It's an obscure provision in the governor's latest budget, but it could have significant implications for how the state addresses climate change. The controversial proposal has also exposed a rift between environmental groups over whether the state should focus its efforts more on curbing the emissions that cause global warming or trying to blunt the impact of climate change. [One approach confronts the cause; the other seeks to mitigate the consequences.](#)"

- **"Gov. Baker: Federal law nixes consideration of safe injection sites for Mass." by Mary Markos, Boston Herald:** "Gov. Charlie Baker is standing firm on the fact that safe injection sites are illegal under federal law, as a special commission charged with examining the practice is expected to release a report in favor of it. 'I'm not going to stand around and wait for something that can't happen. I would rather focus on the stuff that can,' Baker told reporters Wednesday. '[Chasing something that's not legal under federal law just doesn't make a lot of sense to me.](#)'"

- **"Mass. House OKs \$135 million in new spending," by Colin A. Young, State House News Service:** "The House of Representatives passed its first significant bill of the young legislative session Wednesday, unanimously endorsing a bill that adds \$135 million in mid-year spending at a time when tax collections are trailing behind projections. The bill (H 3505), intended to funnel money in the current fiscal year to state accounts that either have run out of cash or will soon run dry, began with a proposal Gov. Charlie Baker filed late in January [but House leaders shaved about \\$30 million from the bill before bringing it to a vote Wednesday.](#)"

- **"Attorney general's office orders e-cigarette retailer to halt sales in Mass., saying ads target minors," by Max Reyes, Boston Globe:** "Attorney General Maura Healey's office has ordered an online electronic cigarette vendor to halt sales in Massachusetts because it advertised on a website frequented by minors and did not have a way of verifying a buyer's age. This is the third time the office has issued such a demand to a vendor and is part of a larger crackdown on e-cigarette sales to minors. The attorney general's office alleges California-based Kilo E-Liquids advertised its products on myhomeworkapp.com, an educational website frequented by students and school employees. An investigation also found that the method Kilo [uses to](#)

[verify the age of its buyers does not meet requirements laid out in state law.](#)"

- "Baker Wants To Withhold Aid To Help Reform Long-Struggling Schools.

Could It Hurt Them Instead?" by Max Larkin, WBUR: "A plan from Gov.

Charlie Baker to withhold state aid from long-struggling schools prompts the question: Would it help those schools improve? Baker included the provision in a broader bill proposed last month, which would pump local and state aid into public schools across Massachusetts. Education Commissioner Jeff Riley — who would wield the power if Baker's bill [passed into law — described it as "much less punitive" than it might seem.](#)"

- "Bill would close 'bodyworks loophole' that aids traffickers," by Lisa

Kashinsky, Boston Herald: "Closing a loophole in state law that allows bodyworks establishments to go unlicensed would help regulators crack down on places that are often fronts for human and sex trafficking, advocates said. State Sen. Mark Montigny (D-New Bedford), [who authored the state's human trafficking law, called the loophole 'a dream for traffickers.'](#)"

- "Groups throw flag on legislation," by Rick Sobey, The Lowell Sun: "A

football linebacker zeroes in on the running back sprinting up the sideline. The defender lowers his head, driving his crown into the running back's body. The days of that dangerous head technique are over, youth football coaches emphasized this week -- in response to a Massachusetts proposal to ban tackle football for those in seventh grade and younger. Youth coaches now teach a rugby-style tackle, so kids are learning how to tackle while not leading with their heads, said Angela Dulac, president of Chelmsford Pop Warner. [She added that it's "preposterous" this legislative bill has been proposed.](#)"

- "The States Where the Minority Party Has Major Legislative Clout," by

Alan Greenblatt, Governing: "In Massachusetts and Oregon, Democrats hold supermajority control of both legislative chambers. In each state, minority Republicans have been given greater deference or authority than their sheer numbers would command. But neither state can be described as a bipartisan paradise as a result. There's long been a rule in the Massachusetts Senate to require roll call votes when 20 percent of the members ask for them. But Republicans don't hold 20 percent of the seats in the state Senate, which would equate to eight out of 40. When their numbers slipped to just seven senators, the rule was changed to allow any seven to require a roll call vote. After the

Senate GOP caucus slipped to only six members, the rule was amended to say [that the total number of Republican senators, however small, would suffice.](#)"

FROM THE HUB

- **"MBTA riders to Massachusetts transportation officials: Fix 'abysmal service' before raising the cost to ride,"** by Jacqueline Tempera, **MassLive.com**: "More than 100 people packed the State Transportation Building in Boston for a hearing on a proposed 6.3 percent fare hike on the MBTA and slammed the board, saying it must improve riding conditions before increasing the cost. Boston City Councilor Michelle Wu, who has been circulating a petition against the proposed increase, was the first to address members of the MBTA board gathered for the public hearing. The petition, which calls for unlimited year-round passes for seniors and kids, as well as a lower fare for the [city's poorest residents, gathered more than 2,700 signatures by the time the 6:30 p.m. meeting began.](#)"

- **"Satanic Temple cofounder accuses Boston City Council of discrimination,"** by Laura Crimaldi, **Boston Globe**: "The Boston City Council is facing an allegation of discrimination from an international satanic group based in Salem. Malcolm Jarry, cofounder of The Satanic Temple, filed the complaint with the Massachusetts Commission Against Discrimination in October, alleging the council rebuffed requests from the congregation to deliver the invocation at the council's weekly meeting in City Hall, records show. Jarry said in an interview Wednesday that he believes the council is [discriminating against his congregation because its members practice satanism.](#)"

- **"Sports' great gamble: Slow roll of inevitability,"** by Michael Silverman, **Boston Herald**: "The momentum that's been gathering behind legalized sports betting since last May's US Supreme Court ruling at times can appear to the naked eye to be too big to be stopped. That air of inevitability is reasonable. Still, even with the array of well-heeled industries pushing for it, the lure of more tax revenues and a generally favorable view by the public about gambling, the reality is the arrival of sports betting in the [roughly 80 percent of states in the United States still without sports betting is more of a slow play.](#)"

- **"Why a \$20m fine looks like a Wynn win,"** by Michael Jonas, **CommonWealth Magazine**: "WYNN RESORTS WAS HIT with \$20 million

fine yesterday by Nevada casino regulators, by far the largest sanction ever handed down there — and the company's honchos were probably high-fiving each other afterwards, letting out sighs of relief that reached all the way to Everett 2,700 miles away. Such is the strange world of gambling, where things are often not on the level or as they appear to be. The fine was slapped on Wynn for failing to investigate earlier claims of sexual misconduct against company founder Steve Wynn, [who resigned last year amidst a swirl of controversy over charges he sexually harassed and assaulted women.](#)"

- **"Rachael Rollins says a DA's power is like no other," by Ben Berke, Brockton Enterprise:** "Suffolk County's new top prosecutor visited Massasoit Community College on Wednesday to stress the importance of bringing criminal justice reform to the only offices she says have true control over the matter: those of Massachusetts's 11 district attorneys. Rachael Rollins was elected Suffolk County's district attorney in November after winning a crowded Democratic primary, during which she gained much attention for her "decline to prosecute" list — [a campaign promise to minimize incarceration for 15 non-violent criminal charges.](#)"

DAY IN COURT

- **"Husband of former Senate president seeks dismissal of two of 10 counts," by Matt Stout, Boston Globe:** "Bryon Hefner is seeking to toss out charges alleging he forcibly kissed a man and exposed himself to another, arguing they shouldn't be considered felony crimes even if they're "disgusting." Hefner appeared in Suffolk Superior Court on Wednesday, where his lawyer, Tracy A. Miner, asked Judge Robert N. Tochka to dismiss two of the 10 counts against the 31-year-old, who prosecutors say engaged in a pattern of assaults and misconduct, including repeatedly [groping two men against their will and boastfully showing nude photos of yet another.](#)"

WARREN REPORT

- **"More than half of Mass. delegation holds off on backing Warren's White House bid," by James Pindell, Boston Globe:** "As Senator Elizabeth Warren jets off to Iowa, California, Georgia, and Puerto Rico looking for support for her budding presidential campaign, she may have some unfinished business back home. A Globe survey of the Massachusetts congressional delegation

showed more members have [held off on endorsing the state's senior US senator than have announced they are backing her national bid.](#)"

DATELINE D.C.

- **"Stephen Lynch Went Masshole at the Michael Cohen Hearing," by Spencer Buell, Boston Magazine:** "Back home, most people are familiar with Congressman Stephen Lynch at this point. At least, they should be: He's been representing Boston and the South Shore in Washington for nearly two decades. But for the most part, the rest of America barely hears from him—he doesn't have the buzz of new colleague Ayanna Pressley, certainly, or the senatorial stature of Elizabeth Warren or Ed Markey. But on Wednesday, as the entire nation sat glued to their TVs and computer screens for Trump fixer Michael Cohen's blockbuster testimony, many got a rare glimpse at the sometimes [pugnacious Democrat and his distinctly Boston mannerisms. Lucky for them, he let his Masshole flag fly.](#)"

- **"Rep. Ayanna Pressley asks Michael Cohen if President Trump 'could have a black friend and still be racist,'" by Jacqueline Tempera, MassLive.com:** "During heated testimony before the Housing Oversight Committee Wednesday, Rep. Ayanna Pressley saved a fiery question directed for President Trump's former personal lawyer Michael Cohen for last. "Would you agree that someone who has denied rentals to black people, referred to the African diaspora as s---hole countries, and called white nationalists [very nice people could have a black friend and still be racist?](#)" Pressley, a Boston Democrat, asked."

IT'S NOT EASY BEING GREEN

- **"'We're terrified': Youth activists push Neal to co-sponsor Green New Deal," by Greta Jochem, Daily Hampshire Gazette:** "On Tuesday afternoon, more than 50 people, most of them young students, stood outside of U.S. Rep. Richard Neal's Springfield office holding a sign that said, "Look us in the eyes," while chanting, "Green New Deal, come on Neal." Organized by the youth climate advocacy group Sunrise Movement, the activists were pushing Neal to co-sponsor the Green New Deal, a resolution with broad actions to address climate change and economic inequality introduced earlier this month [by U.S. Rep. Alexandria Ocasio-Cortez, D-New York, and U.S. Sen. Edward Markey, D-](#)

[Massachusetts.](#)"

EYE ON 2020

- **"All 2020 presidential candidates now support marijuana legalization efforts — even the Republicans,"** by Naomi Martin and James Pindell, **Boston Globe:** "When it comes to marijuana, Elizabeth Warren of 2012 would probably not recognize Elizabeth Warren of 2019. Seven years ago, Warren opposed legalization. In 2015, the US senator from Massachusetts said she was "open" to it. In 2016, she said, she voted for it privately at the ballot box. Now she's one of marijuana's top cheerleaders on Capitol Hill, championing a measure to protect the pot industry in states where it's legal. Warren's evolution is not unique — in fact, 2020 will see the [first US presidential race in which every candidate, at least so far, favors some path to legalization](#)."

MOULTON MATTERS

- **"SETH MOULTON MAY FACE A PRIMARY CHALLENGE FROM BARBARA L'ITALIEN,"** by Thomas Grillo, **Daily Item:** "As U.S. Rep. Seth Moulton mulls a race for the presidency, former state Sen. Barbara L'Italien is considering challenging the three-term congressman. The Andover Democrat forfeited her spot in the Legislature to seek the congressional office vacated by U.S. Rep. Niki Tsongas last year. She finished third behind winner Lori Trahan. "Seth is vulnerable because of the stupidity he engaged in over the Nancy Pelosi fight," said L'Italien. "You don't go to such lengths to challenge leadership when you don't even have a candidate, and that has set his standing back in Congress." Moulton declined a request for an interview. A spokesman said the congressman was elected to Congress in a primary, was overwhelmingly re-elected last November, [and isn't afraid of the democratic process he risked his life to defend](#)."

ABOVE THE FOLD

— [Herald](#): "RAT POISON," — [Globe](#): "Former fixer turns on Trump."

FROM THE 413

- "Rep. Richard Neal to Trump trade rep: Exempt Springfield's CRRC from

tariff hike to grow jobs, keep fares low," by Jim Kinney, Springfield Republican: "U.S. Rep. Richard Neal on Wednesday urged the Trump administration's top trade representative to spare CRRC-MA the 25 percent tariff imposed this summer on rail car components imported from China to CRRC's Springfield factory. "The imposition of these new tariffs will significantly increase CRRC-MA's cost to manufacture rail cars, unfairly burden our public transit agencies, and raise fares for millions of Americans who depend upon public transportation each day," Neal, D-Springfield, [wrote in a letter he hand-delivered to Ambassador Robert E. Lighthizer, the U.S. trade representative.](#)"

THE LOCAL ANGLE

- **"Remembering the Bold Thinking of Hampshire College," by Ellen Fitzpatrick, The Atlantic:** "The current historical moment forms a backdrop to Hampshire's challenges just as another one did when the college was created. What wasn't as clear then as it is now was the degree to which Hampshire's founding era informed the willingness—on the college's part and on our own—to engage risk and opportunity. Hampshire's gifted founders, Franklin Patterson and Charles R. Longworth, observed in their 1966 treatise, *The Making of a College: Plans for a New Departure in Higher Education*, "No major departure, no new and consequential venture, is made without a context and a vision." The vision of the college was obvious enough. What was less obvious were [decisive elements of the context that shaped the college's origins and that illuminate its present troubles.](#)"

- **"Residents spotlight bike-ped safety at Kelley Square redesign hearing," by Steven H. Foskett Jr., Telegram & Gazette:** "Moving ahead with its "peanut" modified roundabout design for Kelley Square, the state Department of Transportation held a public hearing Wednesday night to provide more details and solicit more community feedback. Most of the audience at Worcester Technical High School seemed receptive to the latest proposed redesign of the famously complicated series of intersections that make up Kelley Square, but still had [concerns about traffic and parking along with pedestrian and bicycle safety.](#)"

- **MEDIA MATTERS:** "After Tumultuous Year, WBUR Journalists Approve Union," by Martha Bebinger, WBUR: "Journalists at WBUR voted

overwhelmingly Wednesday in favor of unionizing. The vote was 73 to 3. Producers, editors, hosts, reporters and writers at the NPR affiliate in Boston will be represented [by the Screen Actors Guild-American Federation of Television and Radio Artists \(SAG-AFTRA\)](#)."

HAPPY BIRTHDAY — to Li-Dor David.

DID THE HOME TEAM WIN? No! The Trail Blazers beat the **Celtics** 97-92.

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BY STEPHANIE MURRAY

GOOD MORNING, MASSACHUSETTS.

MOULTON'S TRAVEL PLANS — Rep. Seth Moulton will make stops in two key early-voting states over the next week — New Hampshire and South Carolina — as he ramps up activity around a potential 2020 run for president.

Moulton will rub elbows with the New Hampshire Young Democrats in Somersworth, N.H. [on Saturday](#), then hit the road on Tuesday for two events in South Carolina.

"I think it's a pretty straightforward message ... that he's thinking about it," Democratic strategist Scott Ferson said of Moulton's 2020 plans. Ferson advised Moulton's 2014 bid to unseat former Democratic Rep. John Tierney.

"It's probably not a coincidence he's picking states early on the primary and caucus calendar," Ferson told me yesterday.

Also not a coincidence: Moulton laid out his [foreign policy vision](#) in a speech last month, detailed his feeling of being "[quietly confident](#)" that he can beat President Donald Trump, [moved a key staffer](#) onto his political operation full-time and takes questions about his 2020 plans on the [cable news circuit](#).

It's no secret Moulton 2020 would be a long shot. The 2020 field is already crowded, and Moulton doesn't have much name recognition outside of Massachusetts. His last moment in the national eye was his involvement in an unsuccessful bid to oust House Speaker Nancy Pelosi at the end of 2018.

But in Ferson's view, the 2020 field is so wide that it is anyone's game at this point, and Moulton's age could give him a leg up.

"Biden aside, I don't think anyone at this stage has a claim to it or has it locked up, so why not?" Ferson said. "His electoral history is upsetting and being disruptive to the process."

One interesting thing: Moulton, who is 40, is emerging at a time when several other young, male Democrats are getting a closer look. Beto O'Rourke, 46, the subject of a new HBO documentary about his Senate run that debuted at South by Southwest over the weekend, says he's made a decision on 2020 — although he hasn't said what it is. And Pete Buttigieg, the 37-year-old South Bend, Indiana mayor, had the spotlight in a CNN town hall on Sunday night.

Have a tip, story, suggestion, birthday, anniversary, new job, or any other nugget for the Playbook? Get in touch: smurray@politico.com.

TODAY — Gov. Charlie Baker, Secretary of Health and Human Services **Marylou Sudders** and Executive Director of the Massachusetts Health Connector **Louis Gutierrez** visit the Massachusetts Health Connector. **Lt. Gov. Karyn Polito** announces a Project Lead the Way grant for Shrewsbury High School.

House Speaker Robert DeLeo speaks to the Greater Boston Chamber of Commerce. **Senate President Karen Spilka** is recognized at a Massachusetts Coalition for Suicide Prevention event at the State House. The **Board of Higher Education** meets. The **Cannabis Control Commission** holds a listening session in Springfield. Former Sen. **Jeff Flake** speaks at Tufts.

DATELINE BEACON HILL

- **"MORE MASS. NURSING HOME CLOSURES EXPECTED, SUDDERS SAYS,"** by Michael P. Norton, State House News Service: "In increasing numbers, senior citizens in Massachusetts are turning to assisted living or living at home with assistance, and those choices are exacerbating problems in the nursing home industry. "There will be additional closures," Health and Human Services Secretary Marylou Sudders told lawmakers at a fiscal 2020 budget hearing. One in four nursing homes have occupancy rates of [80 percent or less, which she said is "not sustainable," and the average occupancy rate is 86 percent.](#)"

- **"T control board wants to discuss new revenues with lawmakers," by Bruce Mohl and Andy Metzger, Commonwealth Magazine:** "FOUR OF THE FIVE MEMBERS of the MBTA's Fiscal and Management Control Board indicated on Monday that they think the Legislature should explore new transportation funding initiatives and several said a portion of the money should go to the transit authority. Brian Lang and Monica Tibbits-Nutt were the most specific. As the T raises fares, they said, the Legislature should increase transportation funding in other ways and direct a large portion of the money to the transit authority. Options, they said, include hiking fees on ride-hailing [apps such as Uber and Lyft, raising the gas tax, and imposing congestion fees on drivers.](#)"

- **"SENIORS BLAST STATE FOR 'FAILING OUR ELDERS,' by Katie Lannan, State House News Service:** "Gathering in the State House Thursday, dozens of senior advocates chanted to state legislators: "Massachusetts can do better." Kathy Paul, president of the North Shore chapter of the Massachusetts Senior Action Council, led the chant, encouraging advocates to keep pressure on their lawmakers. "We will not stop until we see the [senior health care gap close.](#)" [Paul said at a lobby day hosted by senior and home care groups.](#)"

FROM THE HUB

- **"T approves fare hike, spares bus and discount programs," by Sean Philip Cotter, Boston Herald:** "Riding the T will cost more starting in July after the MBTA's oversight board amended and passed a set of fare hikes Monday over heated opposition. The board voted to approve a plan to raise fares by an average of 6 percent — though now bus fares and the T's discount programs [will not change. The cost of a single-ride subway ticket will rise from \\$2.25 to \\$2.40 starting July 1.](#)"

- **"Suffolk DA names 'discharge integrity team' to probe fatal police-involved shooting," by John R. Ellement, Boston Globe:** "In a break with tradition and in keeping with a campaign promise, Suffolk District Attorney Rachael Rollins Monday named a four-person team to oversee the investigation into the use of deadly force by Boston police officers last month. The four-person panel will meet monthly to assess the law enforcement inquiry into the death of 36-year-old Kasim Kahrin who was shot after he exchanged

gunfire with [two uniformed patrol officers on Feb. 22 in Roxbury, wounding one of the officers.](#)"

- **"BOSTON WANTS TO CASH IN ON THE REAL ESTATE CENTERPIECE OF ITS OLYMPIC BLUNDER,"** by Cameron Sperance, Bisnow: "Boston may have failed in its quest for the 2024 Olympics, but not all was lost when the city's bid fell apart in 2015. The now-abandoned pursuit clued Beantown and its developers in on nearly 60 acres of developable land within walking distance of some of the city's hottest and most-established neighborhoods. "We didn't realize we had a jewel in our midst until the Olympics came about, [and suddenly it was 'Wow, there's Widett Circle.'](#)" NAIOP Massachusetts CEO [Tamara Small said.](#)"

- **"As Boston Aims To End Traffic Deaths, Deadliest Streets Often Go Overlooked,"** by Isaiah Thompson, WGBH News: "Earlier this month, Boston Mayor Marty Walsh unveiled a slate of new traffic measures aimed in large part at making the city's streets safer — including reducing the speed limit on residential streets to 20 miles per hour, from 25 — after speeds were already reduced from 30 mph last year. But many safe streets advocates say simply reducing speed limits, [without targeting significant redesigns of the city's worst roadways won't be enough.](#)"

- **"Boston to host 2020 NAACP convention,"** by Milton J. Valencia, Boston Globe: "The NAACP, one of the nation's oldest and most prominent civil rights organizations, announced Monday it will hold its 2020 convention in Boston, a remarkable public relations victory for a city still reconciling its racist past. The NAACP revealed the [location for its 111th national convention as it prepares for this year's convention in July in Detroit.](#)"

WARREN REPORT

- **"Facebook backtracks after removing Warren ads calling for Facebook breakup,"** by Cristiano Lima, POLITICO: "Facebook removed several ads placed by Sen. Elizabeth Warren's presidential campaign that called for the breakup of Facebook and other tech giants. But the social network later reversed course after POLITICO reported on the takedown, with the company saying it wanted to allow for "robust debate." The ads, which had identical images and text, touted Warren's recently announced plan to unwind ["anti-](#)

[competitive" tech mergers, including Facebook's acquisition of WhatsApp and Instagram."](#)

- **"Here's who Elizabeth Warren says would be her 'dream running mate,'" by Nik DeCosta-Klipa, Boston.com:** "Sen. Elizabeth Warren's nascent 2020 presidential campaign platform has drawn comparisons to former President Theodore Roosevelt — perhaps not by accident. Toward the end of an interview Friday with MSNBC's Ari Melber, the Massachusetts Democrat [was asked to pick her "dream running mate" and was given the choice of any person living or dead."](#)

- **"Warren took tech's money while ripping its biggest players," by Christopher Cadelago, POLITICO:** "While Sen. Elizabeth Warren was railing against big tech companies, she was taking their money — plenty of it. The Massachusetts Democrat, who is powering her presidential campaign with a bold proposal to break up the likes of Amazon, Google and Facebook, in September accepted a \$2,700 contribution from Sheryl Sandberg, Facebook's chief operating officer. But Sandberg, whose donation went unnoticed at the time, was just the biggest name from Silicon Valley to give to the senator: Warren took [at least \\$90,000 from employees of Amazon, Google and Facebook alone between 2011 and 2018."](#)

- **"Biden vs. Warren: Round 1," by Theodoric Meyer, POLITICO:** "On a February morning in 2005 in a hearing room in the Dirksen Senate Office Building, Joe Biden confronted Elizabeth Warren over a subject they'd been feuding over for years: the country's bankruptcy laws. Biden, then a senator from Delaware, was one of the strongest backers of a bill meant to address the skyrocketing rate at which Americans were filing for bankruptcy. Warren, at the time a Harvard law professor, had been fighting to kill the same legislation for seven years. She had castigated Biden, accusing him of trying "to sell out women" by pushing for earlier versions of the bill. [Now, with the legislation nearing a vote, Biden publicly grappled with Warren face to face."](#)

DATELINE D.C.

- **"US Rep. Jim McGovern calls for making Special Counsel Robert Mueller's report public," by Shannon Young, Springfield Republican:** "U.S. Rep. Jim McGovern, a Worcester Democrat and chairman of the House Rules

Committee, urged congressional colleagues Monday to back a measure before his panel that would ensure the report from Special Counsel Robert Mueller's 2016 election probe is made public. The congressman, who has vocally supported Mueller's wide-ranging investigation into Russia's interference in the 2016 election, endorsed a resolution that would put federal [lawmakers on record as supporting or opposing public access to the special counsel's findings](#)."

KENNEDY COMPOUND

- **"Let 16-year-olds vote, say Cicilline, Langevin and Kennedy,"** by Ted Nesi, WPRI: "Should 16-year-olds be allowed to vote? Three of the four congressmen who represent Southeastern New England say yes. Democratic Congressmen David Cicilline and Jim Langevin of Rhode Island and Joe Kennedy III of Massachusetts all voted last week in favor of a measure to lower the voting age by two years. [The region's one dissenter was Massachusetts Congressman Bill Keating, who voted no](#)."

ON THE STUMP

- **"Former Gov. Bill Weld Says He's Nearing Decision to Primary 'Borderline Unhinged' Trump,"** by Carlo Versano and Justin Chermol, Cheddar: "Bill Weld has not held public office since the 1990s. But the former Massachusetts governor is getting closer to mounting a challenge to President Trump — as a Republican — for the highest office in the land, he told Cheddar at South by Southwest Monday. "We can't go on pretending the president is normal. He's not," Weld said, in some of his most pointed comments yet about a potential primary challenge to the president. "I'm watching what's going on in Washington. I think it's pretty hopeless," he said. "If it doesn't get better, I'm going to run." Weld, 73, is a former two-term Republican [governor of Massachusetts who gained a reputation as a socially liberal moderate while in office](#)."

- **"This 2020 candidate learned about 'privilege' getting caught with marijuana at Harvard,"** by Nik DeCosta-Klipa, Boston.com: "Pete Buttigieg says he first learned about the concept of white male "privilege" in college. But it wasn't in a classroom. "This is largely a story about how naive I was," the South Bend, Indiana mayor — who's exploring a 2020 presidential primary

campaign — said during an interview Saturday at the South by Southwest festival in Austin. The 37-year-old Democrat's story dated back to his time as a student in Cambridge, where he attended [Harvard University \(more than a decade before recreational marijuana was legalized in Massachusetts\)](#)."

MOULTON MATTERS

- **"Local Dems say Moulton moves closer to a presidential run,"** by Paul Leighton, **The Salem News**: "Seth Moulton is heading to South Carolina, and local Democrats think they know why. South Carolina happens to be one of the early presidential primary states. The Democratic congressman from Salem announced Monday that he will travel there next week. Christine Tron, a Peabody resident and member of the Massachusetts Democratic State Committee, said the trip appears to [signal that Moulton, who has said he is thinking of running for president, is indeed planning to run](#)."

ABOVE THE FOLD

— [Herald](#): "NO SAFE SPACE," — [Globe](#): "City to host '20 NAACP convention," "It's official: T's subway, rail fares raise July 1," "WHO MURDERED SCOTT JOHNSON?"

FROM THE 413

- **"District attorneys bring new muscle to clergy abuse investigations,"** by Larry Parnass, **The Berkshire Eagle**: "District attorneys say they will probe complaints of clergy sexual abuse in Western Massachusetts, even if the passage of time leaves them unable to bring charges. "We want to honor and respect what people in our area have gone through," said Berkshire District Attorney Andrea Harrington. "Prosecution is about standing up for what's right and wrong — and for morality. Whether you can or cannot win a case." Harrington and Northwestern District Attorney David Sullivan, who represents Hampshire and Franklin counties, say they feel a moral obligation to aid survivors, amid questions about whether the [Roman Catholic Diocese of Springfield has adequately relayed abuse complaints to prosecutors](#)."

- **"Smith & Wesson closing Springfield distribution center, warehouse in favor of new Missouri facility,"** by Jim Kinney, **Springfield Republican**:

"American Outdoor Brands Corp., parent company of Springfield stalwart Smith & Wesson, will close its distribution operations here and elsewhere around the country as it opens a new \$75-million warehouse near Columbia, Missouri, this year. Executives at the publicly-traded AOBC touted the cost savings and efficiencies associated with consolidating into its [new 600,000-square-foot Missouri warehouse in a conference call with analysts last week](#)."

- **"Local legislators support farmers who want to grow hemp," by Anita Fritz, Daily Hampshire Gazette:** "Local legislators are pushing to allow area farmers to grow hemp on land with agricultural preservation restrictions, which for years has been banned because it is related to marijuana. Legislators hope to get the change in this year's spending bills so hemp can be grown on farmland whether or not it is preserved under the state's Agricultural Preservation Restriction Program. "The APR program helps maintain farming as a thriving economic sector in Massachusetts," said Sen. Adam Hinds, D-Pittsfield, who co-sponsored the Senate budget bill that contains the hemp language — [which is the same as the governor has placed in his supplemental budget](#)."

THE LOCAL ANGLE

- **SHOULD HE STAY OR SHOULD HE GO: "Things to know ahead of Tuesday's recall election," Fall River Herald:** "The time has come as Fall River residents prepare to head to the polls Tuesday, March 12, to vote on whether embattled [Mayor Jasiel Correia should stay or go. Here's a look at some highlights to know before casting your ballot](#)."

- **"Sunshine Week: Cape officials adjust to new records officer role," by Mary Ann Bragg, Cape Cod Times:** "Under the updated public records law in Massachusetts, residents asking for information in Cape Cod town halls may find it easier going. But town hall employees working to respond say many requests are easy, some time-consuming and a few nearly impossible without clarification. "How far back are we going? To the 1600s?" [Barnstable Town Clerk Ann Quirk said about one person's request for information on a particular property](#)."

MEDIA MATTERS

- **Charlie Kravetz**, WBUR general manager, is leaving the company. [Link](#).

- **Dan McGowan** will join the Boston Globe. McGowan covers politics in Providence, R.I. for WPRI. [Link](#).

- **Antonio Caban** joins Senate President Karen Spilka's office as deputy communications director. Caban most recently worked as lead producer for WGBH's "Beat the Press."

TRANSITIONS - The South Carolina arm of Sen. Elizabeth Warren's 2020 campaign hires **Alycia Albergottie** as state director, **Ebenezer Abolarin** as state organizing director and **Sam Coleman** as state communications director.

- Sen. Bernie Sanders tapped Democratic operative **Joe Caiazzo** to lead his New Hampshire 2020 campaign. [Link](#).

SPOTTED: John Kerry speaking on Monday at the Credit Union National Association meeting in D.C. "He underscored CUNA's call for addressing the way the U.S. and global partners address data security and privacy," according to a tipster. [Pic](#).

WEEKEND WEDDING - "Shara Ticku, Bennet Grill" - N.Y. Times: "The bride, 30, is the founder and chief executive of C16 Biosciences, a biotechnology company ... that develops sustainable alternatives to palm oil. ... The groom, 31, is a principal at Blue Wolf Capital Partners ... He graduated from Duke, and currently serves on the National Board of the Duke Young Alumni Development Council." [NYT announcement](#) ... [Wedding pic](#).

HAPPY BIRTHDAY - to **Sen. Mitt Romney**, who turns 72 today, and **Michael Gallant**, chief of staff to state Sen. Paul Feeney.

DID THE HOME TEAM WIN? No! The Clippers beat the **Celtics** 140-115.

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BY STEPHANIE MURRAY

GOOD MORNING, MASSACHUSETTS. TGIF!

IT'S HEARING DAY — Expect a packed room at today's Joint Committee on Education hearing at the State House. Gov. Charlie Baker, Secretary of Education James Peyser and four New England Patriots Players will be on deck to testify on more than a dozen education funding reform bills, along with a slate of lawmakers, mayors, parents, activists and students.

A 2015 report from the state's Foundation Budget Review Commission found the state's existing education funding formula underfunds public schools by more than \$1 billion. Since then, lawmakers and advocates have been looking for ways to bridge that gap.

Talks to update the way the state finances education fell apart late last session, and a wide cast of Beacon Hill lawmakers and officials say they're determined to get something done this time around. State Sen. Sonia Chang-Díaz filed the Education PROMISE Act earlier this year, and Gov. Charlie Baker filed his school finance reform proposal in January.

"The bills filed by the governor and members of legislature have considerable overlap which shows the momentum is there to get the differences resolved," Education Committee chair state Rep. Alice Peisch said over text last night.

Peisch told me she's looking out for testimony related to how the state calculates funding for low-income students, which was an area where lawmakers disagreed last session. "The bills vary with respect to that and I will be interested in hearing what that amount should be and why," Peisch said.

If you're headed to Beacon Hill this morning, keep your eye out for Patriots players Devin McCourty, Jason McCourty, Matthew Slater and Duron Harmon, [who will testify](#) as part of the Players Coalition advocacy group on behalf of the Senate bill. On the mayoral front, Boston Mayor Marty Walsh, New Bedford Mayor Jon Mitchell, Brockton Mayor Bill Carpenter, Easthampton Mayor Nicole LaChapelle and Worcester Mayor Joseph Petty are among the city leaders who plan to testify. Peisch said it's likely that hundreds of people will attend the hearing.

Have a tip, story, suggestion, birthday, anniversary, new job, or any other nugget for the Playbook? Get in touch: smurray@politico.com.

TODAY — Gov. Charlie Baker, Secretary of Education James Peyser and Commissioner of Elementary and Secondary Education Jeff Riley testify before the Joint Committee on Education. **Lt. Gov. Karyn Polito** participates in a State Street Corporation forum on STEM and the Massachusetts Workforce Challenge. **Boston Mayor Marty Walsh** attends the Boston Children's Hospital 150th anniversary celebration. **The Massachusetts Association of 766 Approved Private Schools** holds an "Invite Your Legislator to School" day at the Meeting Street School in Dartmouth.

DATELINE BEACON HILL

- "Improving The MBTA Will Come At A Price — Maybe From Drivers," by **Mike Deehan, WGBH News**: "Lawmakers are finally committed to passing legislation this session that could revamp the MBTA and make it easier for drivers to get into Boston. But the solve will come at a price, and likely a high one. As lawmakers prepare to debate higher taxes in exchange for better roads, bridges and train service, the vice chair of the MBTA's fiscal management control board, Monica Tibbits-Nutt, [plans to make the case that the T needs more revenue to meet riders' expectations](#)."

- "Massachusetts Gov. Charlie Baker says President Trump's comments about John McCain are 'completely inappropriate,'" by **Jacqueline Tempera, MassLive.com**: "Gov. Charlie Baker called the late Sen. John McCain a "great man and a great American" following President Donald Trump's disparaging comments this week. "By any standard John McCain was a great man and a great American, period," Baker said on WGBH Thursday. "I

was brought up in a house where you don't speak ill of the dead." Baker was referencing recent remarks by Trump who complained that [he was never thanked for the funeral for McCain, who died in August after a battle with brain cancer.](#)"

- **"Gov. Baker: Safe Injection Sites A 'Non-Starter,'" by Tori Bedford, WGBH News:** "Despite calls from other local leaders to open supervised drug consumption sites in Massachusetts, Gov. Charlie Baker says he has no intention of going against federal policy. Mayor Marty Walsh has advocated for safe injection sites as part of an ongoing effort to combat opioid abuse. Yet Baker says he can't go against the federal direction of [U.S. Attorney Andrew Lelling, who vowed to crack down on the sites in a January op-ed in The Boston Globe.](#)"

- **"STUDENT DEBT ACTIVISTS READY TO GO TO BALLOT FOR TUITION-FREE COLLEGE," by Katie Lannan, State House News Service:** "Students, educators and others who say the cost of a college education has ballooned out of control took their calls for relief to the State House on Thursday and said that if lawmakers don't act, they're prepared to ask voters to deliver results instead. Zac Bears, executive director of the Public Higher Education Network of Massachusetts (PHENOM), encouraged the hundreds who [attended an advocacy day his organization hosted to "demand action" on legislation they support.](#)"

- **"Schools get 'D' for lead in drinking water," by Christian M. Wade, The Salem News:** "Lead-tainted water is still pervasive in public schools, and the state hasn't devoted enough money and resources to tackle the problem. That's according to a new report rolled out Thursday by a coalition of consumer [advocates, environmental activists and lawmakers, who gave the state a "D" grade for its efforts.](#)"

- **"Bills by Rep. Richard Neal seek to prop up retirees' pension plans," by Shira Schoenberg, Springfield Republican:** "Americans are living longer, spending more on health care and have less family support than past generations. Yet fewer Americans have pensions that offer a defined benefit each year. The groups that need retirement benefits the most — women, who live longer, and [low-wage workers, often minorities — are least likely to have savings to rely on after they retire.](#)"

- **"Rep. James O'Day files bill to make drugmakers pay for opioid crisis," by Susan Spencer, Telegram & Gazette:** "tate Rep. James J. O'Day, D-West Boylston, filed a bill this week that would assess payments from drug manufacturers to defray the cost of prevention, intervention, recovery and treatment of opioid use disorders. Unlike other proposals seeking to make pharmaceutical companies pay for the opioid epidemic, Mr. O'Day's bill would set up a monitoring and corrective action [system to prevent manufacturers from passing on the cost of the assessment to consumers.](#)"

FROM THE HUB

- **"Biogen halts late-stage trials on Alzheimer's drug," by Felice J. Freyer, Jonathan Saltzman and Adam Feuerstein, Boston Globe:** "The Cambridge biotech company Biogen announced Thursday that it is scrapping tests on an experimental treatment for Alzheimer's disease, dashing hopes among advocates and caregivers for a medication to tame the devastating illness. Biogen — the largest biotech based in Massachusetts — and its Japanese partner Eisai said they were [halting two late-stage clinical trials of the drug after concluding it was unlikely to benefit patients.](#)"

- **"TD Bank apologizes following criticism for 'racist' advertisement mentioning Dorchester," by Dialynn Dwyer, Boston.com:** "TD Bank is apologizing after the company was called out on social media for an advertisement inside a Boston branch that was viewed as racist for the way it referenced Dorchester. The company told Boston.com the advertisement, which read "When you're Downtown, but your [debit card's somewhere in Dorchester.](#)" [was taken down Thursday and was the only such marketing poster.](#)"

- **"Boston City Council rejects proposal to let public petition for hearings," by Christopher Gavin, Boston.com:** "The Boston City Council this week rejected a proposed ordinance that would have given residents a guaranteed hearing on an issue they wanted to talk about if they collected 500 signatures on a petition. At-Large Councilor Michelle Wu, the lead sponsor of the measure, billed the proposal [as a direct way for constituents to have a hand in shaping council affairs and forming its agenda.](#)"

DAY IN COURT

- **"Judge pledges he'll rule soon in battle over Fall River election results," by Laura Crimaldi, Boston Globe:** " Ten Fall River residents who voted in favor of recalling Mayor Jasiel F. Correia II allege the ballot used in last week's special election violated the city's charter. The city's lawyer counters that the residents are just unhappy that Correia remains in power and now want the courts to intervene. Correia, a 27-year-old Democrat, was recalled and reelected on the same ballot. The recall election [was organized after Correia was charged last year in federal court with fraud and tax evasion.](#)"

- **"Mass. State Police trooper in OT scandal destroyed citation records, federal prosecutor says," by Scott J. Croteau, MassLive.com:** "The Massachusetts State Police trooper who appears to be the worst offender in the overtime scandal destroyed copies of citations in an attempt to cover up his misdeeds, a federal prosecutor wrote. Gregory Raftery, 48, of Westwood, who retired amid the overtime investigation within the state police, admitted to [skipping specialized patrol shifts in 2015 and 2016, resulting in him collecting \\$51,337 in overtime pay.](#)"

WARREN REPORT

- **"2020 Democrats Think The Rent Is Too Damn High," by Kevin Robillard and Arthur Delaney, Huffington Post:** "The rising cost of housing has become an issue on the presidential campaign trail for one of the first times in living memory, thrilling advocates who are hopeful that tackling housing affordability can merit inclusion on a crowded 2020 Democratic policy agenda. Housing affordability is a major problem in the U.S., with nearly half of all renters paying more than a third of their income just to keep a roof over their heads. The median rent has risen 20 percent faster than inflation since 1990, according to Harvard University's [Joint Center for Housing Studies, while the median home price has risen 41 percent faster.](#) "

- **"Is This What Could Doom Elizabeth Warren?" by Jeff Greenfield, POLITICO Magazine:** "Elizabeth Warren "is facing tough questions about fundraising and electability," or so says The Associated Press. She is languishing in fifth place in a spate of polls of Democratic primary voters; Bernie Sanders and Beto O'Rourke are dominating the money race; and her

detailed and thoughtful position papers on health care, monopolies and tax policy threaten to define her as the Lady Byng Memorial Trophy Winner of 2020—the candidate who wins a prize from policy wonks and civic-minded pundits, but who never wins the nomination. There's no single answer for Warren's slow start. You could blame the self-inflicted wound of the DNA test and the media's fascination with the Bright Shiny Object of Betomania. Perhaps it's because she's a woman in an era in which misogyny remains all too rife. Maybe, after years in the spotlight, she feels too much like yesterday's news. But there [might be a more difficult hurdle for her to overcome: Warren may be too much of a senator.](#)"

MARIJUANA IN MASSACHUSETTS

- **"You can't own more than three pot shops, but these companies are testing the limit — and bragging about it,"** by Beth Healy, Dan Adams, Nicole Dungca, Andrew Ryan, Todd Wallack and Patricia Wen, **Boston Globe**: "Sea Hunter, along with a large rival called Acreage Holdings, is using complex corporate structures to acquire or manage store licenses from the Berkshires to Cape Cod, commanding high-interest loans and strict management contracts as they become quiet titans of Massachusetts marijuana. Their aggressive growth plans are not just pushing the limits built into the state law, but may be busting them entirely. Their early moves also threaten the state's promise to not just legalize recreational marijuana but to make the marketplace for the drug a fair one in which diversity of ownership is prized and small players have a chance. Massachusetts, in short, had hoped to get legalization right. [But out of the gate, that dream faces an existential threat. the Spotlight Team has found.](#)"

- **"From Boston's Mayor: Marijuana and Diversity,"** by Mayor Marty Walsh, **The New York Times**: "As the first major city on the East Coast to allow retail sales of recreational marijuana, Boston is taking proactive steps to ensure much-needed equity in this new industry. Cities in other states with recreational marijuana have run into serious equity problems, in both where facilities are sited and who is profiting from them. Boston differs by making sure that retail establishments are spaced across our city and that the communities that suffered [the most in the war on drugs have access to the new economic opportunities presented by legalization.](#)"

ALL ABOARD

- **"Your Uber and Lyft ride at Logan Airport may soon change," by Adam Vaccaro, Boston Globe:** "Those Lyft and Uber rides to and from Logan may be getting more expensive — and they probably won't be dropping you off in front of the terminal anymore. The Massachusetts Port Authority, which operates Logan International Airport, on Thursday unveiled details of its plan to rein in the thousands of Uber and Lyft rides clogging its terminals and narrow roads, and a [fee increase that would make its ride-hailing charge among the highest of any airport in the country.](#)"

TRUMPACHUSETTS

- **"Neal declines to give timeline for requesting Trump's tax returns," by Matt Stout, Boston Globe:** "In the face of mounting liberal pressure, Representative Richard Neal indicated Thursday he has no intention of speeding up what he said should be a "judicious" process in requesting President Trump's tax returns. Neal, now the chairman of the powerful House Ways and Means Committee, declined to provide a timeline for when he'd [seek the records, which the committee is allowed to do for any American's tax returns, the president's included.](#)"

- **"Mike Dukakis Is Swinging Back at Donald Trump," by Spencer Buell, Boston Magazine:** "Mike Dukakis, the 85-year-old ex-politician and anti-litter warrior with plenty of fight left in him, is swinging back at Donald Trump this week after the president mocked him at a tank factory in Ohio. Trump poked fun at the former Massachusetts governor, who during his 1988 campaign for [president was ridiculed after appearing in a tank and donning an oversized helmet with his name on it.](#)"

MOULTON MATTERS

- **"Seth Moulton, once the man of the moment, struggles to find his path to the presidency," by James Pindell, Boston Globe:** "At a time when even long-shot presidential candidates like spiritual guru Marianne Williamson and Andrew Yang attract crowds of hundreds, Representative Seth Moulton came face to face with cold reality this week on a trip to South Carolina. There, at the student union of the University of South Carolina, a group of 22 students sat

politely Tuesday to hear a pitch from the Salem Democrat, who is openly mulling his own bid for the White House. After rearranging the chairs into a circle, Moulton ran through issues like the latest college [admission scandal and the death penalty, filling in silences with attempts to engage the students.](#)"

ABOVE THE FOLD

— [Herald](#): "WHERE CAPITALISM IS A DIRTY WORD." — [Globe](#): "Uber, Lyft could face new rules at Logan," "Another Alzheimer's drug, another disheartening failure."

FROM THE 413

- **SHOT: "State Sen. Humason running for mayor of Westfield," by Luis Fieldman, Daily Hampshire Gazette:** "State Sen. Donald F. Humason Jr., R-Westfield, has announced his candidacy for mayor of Westfield. In January, Westfield Mayor Brian P. Sullivan decided not to seek a third term and Humason, 51, said that played a role in deciding to run for mayor after working in state government for 28 years. ["I want to thank Brian Sullivan for his service to our city as mayor and city councilor," Humason said.](#)"

- **CHASER: "State Rep. John Velis will seek senate seat if Sen. Donald Humason wins Westfield mayoral bid," by Hope Tremblay, MassLive.com:** "State Rep. John C. Velis, D-Westfield, said Thursday afternoon he will seek the Senate seat held by Sen. Donald F. Humason, R-Westfield, should Humason be elected mayor in November. 'The Westfield mayoral race is one to be decided by the voters,' Velis said in a statement. ["Should they favor Senator Humason as their next mayor, I will seek to earn the opportunity to do more for the people of our region as their next state senator."](#)

- **MORE: "Humason Starts the Music for Whip City & Beyond," by Matt Szafranski, Western Mass Politics & Insight. [Link](#).**

- **"Amherst College backs down on PC 'language guide,'" Sean Philip Cotter, Boston Herald:** "A politically charged glossary for Amherst College students that disparages capitalism and dictates a broad range of PC gender terms has been withdrawn after campus Republicans [howled in protest, saying the Orwellian language guide threatened to stifle free speech.](#)"

- **"Ken Burns, other famous alumni join new Hampshire College committee," by Dusty Christensen, Daily Hampshire Gazette:** "Hampshire College's president has announced the creation of a new committee full of famous and influential alumni to serve as an independent sounding board for the school's leaders as they move closer to a decision on the college's future. President Miriam "Mim" Nelson announced the creation of the President's Options Working Group in an email to campus Wednesday, [representing the latest step in the search for a "strategic partner" to solve the college's financial struggles.](#)"

ODDS AND ENDS

- **FROM CONNECTICUT: "Brexit: US must 'put the EU first and Britain second', senator warns on UK visit," by Kim Sengupta, The Guardian:** "The US congress is not going to pass a trade deal with Britain in the event of a hard Brexit, which would inevitably "blow up" the Northern Ireland peace process, a visiting American senator warned, as he spoke of "deep concern" in Washington about the chaotic state of the political process in this country. Chris Murphy stressed that there was strong and growing bipartisan view in the Senate and House of Representatives that the US [should have a trade agreement with the European Union before one takes place with the UK.](#)"

MEDIA MATTERS

- **Mary C. Serreze** will provide communications and public relations services for **K2 Management**. Serreze covered environmental issues for the Springfield Republican and MassLive.com.

SPOTTED: At Carrie Nation on Wednesday night for the Beacon Hill Politics Chess Tournament ... Jay Ash, Steve Koczela, Maeve Duggan, Max Grinnell, Gintautas Dumcius, Rachel Dec, Paolo DiFabio, Ed Lyons, Andy Metzger, Christian Greve, Will Rasky, Sarah Betancourt, Brad Wyatt, Matt Giancola.

TRANSITIONS - Simmons University tapped **Susan MacKenty Brady** to run the Simmons University Institute for Leadership.

MAZEL! to **Sen. Mitt Romney** and **Ann Romney**, who celebrated their 50th wedding anniversary yesterday. [Insta pic](#).

ALSO MAZEL! to **Matt Zieper**, who is celebrating his 20th anniversary at The Trust for Public Land. (h/t Joe Blumenfeld).

HAPPY BIRTHDAY - to former state Rep. **Tom Sannicandro**, **Daniel Sullivan**, RIPTA Capital Planner **Zachary Agush** and Playbook's unofficial ketchup chips correspondent **Larry Farmer**.

DID THE HOME TEAM WIN? Yes! The **Bruins** beat the Devils 5-1.

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BY STEPHANIE MURRAY

GOOD MORNING, MASSACHUSETTS.

WELD'S PRIMARY PLANS — Former Massachusetts Gov. William Weld says he's leaning toward challenging President Donald Trump in the 2020 Republican primary, and expects to make a decision in April. Weld gave the clearest sense of his intentions yet, and laid out a path to the GOP nomination during an appearance on the New Hampshire radio talk show Pints & Politics on Monday afternoon.

Weld separated himself from Trump on issues like immigration and climate change, while doling out some praise for his home state Gov. Charlie Baker. If elected, Weld said he would take Baker's plan to address the opioid crisis to the national stage. Weld called Baker a "great governor" and noted Baker was a member of his cabinet on Beacon Hill in the 1990s.

Weld often highlights his relationship with Baker on the trail in New Hampshire. Both men are known as popular Republican governors, and Baker considers Weld a mentor - though he [has not endorsed](#) his former boss' potential 2020 bid.

Looking ahead to a likely primary campaign, Weld is using a move that worked for both him and Baker in their gubernatorial races: Making a play for independent voters. As scores of high-profile Democratic candidates tour New Hampshire, Weld acknowledged that persuading independent voters to vote on the Republican ballot next year could be a challenge. At the same time, he sees independents, suburban women and millennials as voters he could win over.

"Some independent voters might conclude choosing between simply two men who have nothing in common other than being large, orange men. And I

think politically, the president and I have not very much in common at all. That might be an appealing way to cast a vote that would make a difference," Weld said.

Read the rest of my dispatch from Concord, N.H. [here](#).

SWEET 16 PLAYBOOK POOL UPDATE: Megan Hammond, an energy associate at Pillsbury Winthrop Shaw Pittman, has correctly picked the winner of 46 of the 48 games played thus far and sits atop our overall leaderboard with 120 points. Well done Megan! Phil Stupak, a senior adviser at Cambridge Global in Saratoga, Calif., is tied for 2nd place with Princeton University media guru Ben Chang; each has 116 points.

Over on the VIP board, Indiana Gov. Eric Holcomb leads the way with 110 points, followed closely by recent [birthday boy](#) Matt Gorman of Targeted Victory, PR Pro and CNN contributor Scott Jennings, and Rep. Joe Kennedy III, all tied with 106 points. Good luck to all in the Sweet 16 starting Thursday. Follow the action [here](#).

Have a tip, story, suggestion, birthday, anniversary, new job, or any other nugget for the Playbook? Get in touch: smurray@politico.com.

TODAY — Gov. Charlie Baker and **Lt. Gov. Karyn Polito** attend the opening of the DraftKings Boston HQ. **Sen. Ed Markey** holds a press conference calling for "bold climate action" in Washington. **Rep. Stephen Lynch** is a guest on "Boston Public Radio." The **Committee on Labor and Workforce Development** holds a hearing.

Former **Gov. Bill Weld** meets with N.H. **Gov. Chris Sununu** in Concord. **House Speaker Robert DeLeo** speaks to the Cambridge Chamber of Commerce. **Rep. Katherine Clark** questions **Education Secretary Betsy DeVos** during a fiscal 2020 Appropriations Committee hearing. The state Joint **Ways and Means** Committee hears testimony in Arlington.

DATELINE BEACON HILL

- "Rent control, long shunned, is back on the table in Massachusetts," by Tim Logan, **Boston Globe**: "A battle is brewing on Beacon Hill over a

longstanding hot-button issue in housing: rent control. A group of House lawmakers are getting ready to file a bill that would allow cities and towns in Massachusetts to impose rent control — which voters in 1994 banned statewide — and a [variety of other measures to protect renters from eviction and steep hikes in their monthly payments.](#)"

- **"Gov. Charlie Baker: Mueller report should be made public," by Shira Schoenberg, Springfield Republican:** "Gov. Charlie Baker said Monday that he wants to see the full report by special counsel Robert Mueller. "Like everybody else, I think that report ought to become a public document, and then it's incumbent on Congress to act on the findings of the report when they become available," Baker told reporters at the Statehouse. Mueller has completed his investigation into whether President Donald Trump colluded with Russian efforts to influence the 2016 election and whether Trump obstructed justice. Mueller found no evidence that Trump or his campaign officials colluded with the Russian efforts, according to a summary of [the report by Attorney General William Barr that was given to Congress and made public Sunday.](#)"

- **"Beacon Hill scraps plans for legislative 'trust fund' but private donations remain," by Matt Stout, Boston Globe:** "Legislative leaders on Monday scrapped plans to create a central fund where caucuses could house private donations, days after critics panned it as a potential "slush fund." But a top House official signaled the chamber will still allow caucuses to solicit gifts and donations not bound by campaign finance disclosure laws. House leaders had floated a proposal for a Legislative Member Organization Trust Fund in a midyear spending bill, where caucuses — which advocate for everything from mental health policies to [enhancing the economic status of women — could deposit funds raised from 'public or private sources.'](#)"

- **"Virtual schools grow, along with costs to districts," by Christian M. Wade, Daily News:** "Zoe Shultz didn't like the pressures of fitting in at high school or dealing with cliques of students who were judgmental and unfriendly. "I didn't seem to fit in very well," said Shultz, 16. "And I didn't like feeling like I was the kid who wasn't the smartest or the most popular in school." After a little more than a week as a freshman at Haverhill High School, she talked with her parents about alternatives. After some research, her family enrolled her at TEC Connections Academy in East Walpole, one of the state's two "virtual"

schools, where students from kindergarten to 12th grade learn reading, writing, [math and other subjects by logging into online classrooms taught by state-certified instructors.](#)"

- **"Cellphone driving ban to be considered again by lawmakers,"**

Associated Press: "Supporters of tougher laws aimed at curbing distracted driving will be making their case to a legislative committee on Beacon Hill. Among the bills scheduled for a public hearing before the Legislature's Transportation Committee on Thursday are several that would ban motorists from holding their cellphones while [they drive. The measures would allow drivers to talk on their phones with hands-free devices.](#)"

- **"Massachusetts poised to provide state funding to family planning clinics that lose federal money," by Shira Schoenberg, Springfield**

Republican: "Massachusetts is poised to act to protect state family planning clinics from losing money under new rules proposed by President Donald J. Trump's administration. The Massachusetts House plans to vote Wednesday on a bill that House Speaker Robert DeLeo, D-Winthrop proposed last week, which would [set aside state money to fund women's reproductive health centers if they lose federal funding.](#)"

FROM THE HUB

- **"The MBTA is hiring for two social media jobs — and one pays**

\$120,000," by Steve Annear, Boston Globe: "Would you be OK with being subjected to complaints in the mornings, afternoons, and on weekends? Could you handle a barrage of criticism in real time? Are you able to deflect anger and respond to it from a place of calm and understanding, all the while doing so in an accessible way? If the answers to these questions are a [resounding. "Yes, actually." then the Massachusetts Bay Transportation Authority may have a gig for you.](#)"

- **"T vows 'blitz' will make stations look, smell better," by Bruce Mohl,**

CommonWealth Magazine: "THE MBTA, concerned that efforts to improve service have not been visible to most of its riders, is launching a \$25 million spring cleaning at several of the transit authority's busiest stations and following that up this summer with the launch of a \$65 million initiative to overhaul a number of stations. The first phase, dubbed "station brightening,"

will focus on making stations cleaner and smell better. The initial focus, starting April 1, will be on Ashmont, Back Bay, [Downtown Crossing, Dudley, and JFK/UMass. More stations will be added in the coming months.](#)"

- **"Boston to review affordable housing plan," by Tim Logan, Boston Globe:** "Boston officials plan to revamp the city's largest affordable housing program this year, and may require market-rate developers to contribute more to it. The Boston Planning & Development Agency is pushing ahead with a long-discussed review of its Inclusionary Development Policy, which requires most housing developers to set aside 13 percent of units in new buildings at affordable rents, or pay money into the [city's affordable housing funds. The 19-year-old program is coming off one of its most successful years.](#)"

- **"'The Rollins Memo' ices out ICE, confirms no-prosecution list," by Joe Dwinell, Boston Herald:** "Suffolk District Attorney Rachael Rollins is ordering her staff to be on the lookout for federal ICE agents in or around courthouses, telling them to "immediately notify" her if the feds are looking for illegal immigrants in court. It's part of "The Rollins Memo" — a 65-page policy blueprint released Monday to staffers that also doubles down on her controversial no-prosecute list and details how she wants suspects, victims, cops and federal agents to be treated. Jail, she states throughout the memo, should not [be the first option in many cases — not prosecuting certain crimes. she said, is a "default" position.](#)"

- **"Hair test has city fighting legal battles on two fronts," by Yawu Miller, Bay State Banner:** "In 1999 the city began contracting with a hair-testing firm to determine whether Boston Police Department officers were using drugs. Twenty years later, the city is entangled in two sets of lawsuits: one is with black officers who say the hair test is discriminatory and the other with the Acton-based Psychemedics Corporation, the firm that to this day administers the tests on the city's behalf. After the city sought to recoup legal fees from Psychemedics, the [corporation filed a lawsuit in Suffolk Superior Court in 2017 seeking a judgement against the city.](#)"

- **"Civil Commitment For Addiction Treatment Led To Loved One's Suicide, Family Says," by Deborah Becker, WBUR:** "Robin Wallace thought her years of working in addiction treatment gave her a decent understanding of the system. She had worked in private and state programs, and with people who

were involuntarily committed to treatment. So in 2017, as her 33-year-old son, Sean Wallace, was still struggling after years of coping with mental health and substance use issues, she thought she made the [right choice in forcing him into treatment. Now she thinks that contributed to Sean taking his own life.](#)"

- **"The 'perfect storm' behind the recent college closings and how it could change New England," by Nik DeCosta-Klipa, Boston.com:** "The next years could be scary for small colleges in New England — if the past few haven't been already. In the last several years, institutions across the college-rich region have buckled due to financial pressures. Some schools have been absorbed into larger universities, while others — from Mount Ida College to Newbury College — have abruptly announced that they will close. [Hampshire College is also feeling the squeeze. In Vermont, the trend has sank three schools in 2019 alone.](#)"

DAY IN COURT

- **"First Massachusetts state trooper sentenced in overtime scandal," by Sean Philip Cotter, Boston Herald:** "The first state trooper to be sentenced in the major overtime fraud scandal got just one day in prison — time served — after admitting he stole more than \$7,000, though prosecutors pushed for three months behind bars. Eric Chin, 46, of Hanover will have to pay back the \$7,125 he admitted to stealing through claiming overtime hours he didn't actually work. U.S. District Court Judge Richard G. Stearns on Monday sentenced Chin to a single day in jail — which the judge deemed he'd already served [before his arraignment — with three months of house arrest and nine months of supervised release.](#)"

- **"12 Facing Federal Racketeering Charges In College Admissions Scandal Plead Not Guilty," by Fred Thys, WBUR:** "Twelve people — including several former coaches at prestigious colleges — pleaded not guilty Friday to racketeering and conspiracy charges in a Boston federal court in connection to the nationwide college admissions scandal announced this month. Prosecutors are accusing [the defendants of taking bribes to arrange for students' admissions to elite private universities.](#)"

WARREN REPORT

- **SHE'S RUNNING: "Elizabeth Warren's Energized By Campaign Trail, Runs to Catch Train."** TMZ. [Link](#).

- **"Elizabeth Warren Tells Stephen Colbert She Does Not Trust Barr's Mueller Report Recap,"** by Lisa de Moraes, Deadline Hollywood: "Late Show host Stephen Colbert on Monday night asked Sen. Elizabeth Warren if she believes Attorney General Bill Barr's four-page memo on Special Counsel Robert Mueller's investigation of Russian election meddling, in which Barr says Mueller found Trump did not obstruct justice. "No," she replied. Then she added, "and you shouldn't have to ask me if I trust it. We should see the whole report." He wondered what would be in Mueller's report that she would think would be actionable. Warren was having none of it, telling Colbert she'd spent a couple days in New Hampshire [where she took about 100 questions, and exactly zero of them were about the Mueller report](#)."

- **"Poll: Elizabeth Warren trails in Iowa, ties President Donald Trump in 2020 general election matchup,"** by Shannon Young, Springfield Republican: "Despite trailing other Democrats in Iowa ahead of the state's early presidential caucuses, Elizabeth Warren is among a handful of 2020 White House challengers who is seen as having [a chance of defeating President Donald Trump in a hypothetical matchup, a new poll suggests](#)."

TRUMPACHUSETTS

- **"Some Democrats ask: Now that Mueller's over, where are Trump's tax returns?"** by Joe Light and Laura Davison, Bloomberg News: "Democrats who were hoping the completion of the Mueller report would speed up the effort to request President Donald Trump's tax returns may be disappointed. House Ways and Means Chairman Richard Neal is being pulled in two directions, by progressives to quickly demand Trump's personal returns from the Treasury Department and by some moderates to wait for the full special counsel's report before proceeding. A Democratic aide, speaking on condition of anonymity, said Neal may be facing new pressure from moderate Democrats who want to read the full report from Special Counsel [Robert Mueller before making the request. The report may not be delivered to Congress for weeks](#)."

THE CLARK CAUCUS

- **"Rep. Katherine Clark advocates for better pay, childcare at Cambridge town hall,"** by Hannah Schoenbaum, **Wicked Local Cambridge:** "Speaking at a town hall in Cambridge last week, U.S. Rep. Katherine Clark (D-Melrose) urged her constituents to contact legislators from around the country and encourage their support for equal pay and paid family leave policies. About 100 people gathered at the Women's Economic Empowerment Town Hall, held at the Cambridge Community Center on March 21, to hear the congresswoman explain [a series of upcoming bills that address economic challenges women face in the workforce and as mothers.](#)"

IT'S NOT EASY BEING GREEN

- **"Markey: Senate's Green New Deal vote a 'mockery,'"** by Colin A. Young, **State House News Service:** "U.S. Sen. Ed Markey is a lead sponsor of the Green New Deal, a resolution mapping out a path to address climate change and fuel a greener economy, but he won't be voting in favor of the proposal when it hits the U.S. Senate floor Tuesday. Dismissing the vote scheduled by U.S. Senate Majority Leader Mitch McConnell as a "sham vote" that seeks to "make a mockery of the debate in the Senate on climate action," Markey said Monday that he and other Democrats will vote "present" Tuesday as a way of rebuffing McConnell, [a Kentucky Republican. It could also allow Democrats to avoid a vote that could reveal rifts within the party.](#)"

ABOVE THE FOLD

— **Herald:** "ICE OUT," **Globe:** "Bill would renew row over rent control," "Retribution and resistance," "Democrats face perils in pursuit of probes."

THE LOCAL ANGLE

- **"Teachers, administrators ask Correia to reconsider Coogan, Costa removals,"** by Amanda Burke, **The Herald News:** "The executive board of two unions that represent about 1,000 Fall River Public Schools employees voted unanimously last week to ask Mayor Jasiel Correia II to reconsider his decision to remove School Committee members Paul Coogan and Mark Costa as voting members of the B.M.C. Durfee Building Committee, after Correia admitted he bumped them off as political retaliation. Rebecca Cusick, president of the Fall River Educators Association, said the union she heads and the Fall

River Administrators Association condemn Correia's use of his power to appoint members to the committee for [political purposes. The committee is tasked with overseeing construction of the new \\$260 million high school.](#)"

- "The Strange Case of the Martha's Vineyard Confederate Plaque," by **Spencer Buell, Boston Magazine**: "Of all the Confederacy-celebrating monuments in the country, the one found in the Martha's Vineyard community of Oak Bluffs has got to be one of the strangest. Didn't know Martha's Vineyard had a Confederate monument? Well, technically speaking, it doesn't. It has a Confederate plaque, installed at the foot of a statue of a Union soldier. [It's weird. It's complicated. And it's back in the spotlight after calls from the NAACP to take it down.](#)"

TRANSITIONS - **Juan Carlos Morales**, managing partner at Surfside Capital Advisors, joins the Alliance for Business Leadership Board of Directors.

HAPPY BIRTHDAY - to **Nick Bayer**, victory director for MassGOP and **Caroline Darmody**, a law student at Harvard.

DID THE HOME TEAM WIN? No! The Lightning beat the **Bruins** 5-4.

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BY STEPHANIE MURRAY

GOOD MORNING, MASSACHUSETTS. TGIF!

DEMOCRATS TRADE CAMPAIGN TIPS — Democrats will huddle this weekend for the state party's Democratic Campaign Institute. The two-day event features tips for fundraising, organizing and building coalitions, along with talks from elected officials including Rep. Ayanna Pressley and Sen. Ed Markey.

"**The Democratic Campaign Institute is essentially** a nuts-and-bolts training about how to get involved in politics," Massachusetts Democratic Party Executive Director Veronica Martinez said over the phone yesterday. "It's an opportunity to open up the party to folks who might have not felt welcome before."

Also on the speaking roster are Boston City Council President Andrea Campbell and state Sen. Sonia Chang-Díaz, and other experts like Democratic National Committee member Kate Donaghue, state Senate counsel Ava Callendar Concepcion, Liberty Square Group's Scott Ferson and Elizabeth Warren for President National Regional Political Director Chelsey Cartwright.

The two-day workshop has three tracks geared toward candidates, activists and campaign staff. One notable alum of the program, Martinez said, is Anthony Collins, who went on to become a field organizer on Pressley's 2018 campaign for Congress. Martinez said she expects around 200 people to attend the event, hosted at the Reggie Lewis Track and Athletic Center in Roxbury. Tickets are \$75, though some attendees can attend through donor-supported waivers.

Shortly after being elected last fall, state Rep. Nika Elugardo, Suffolk District

Attorney Rachael Rollins and Rep. Liz Miranda [described the state party](#) as racist, and raised concerns about the lack of support from the party for their campaigns. Martinez said the comments were "reflective of conversations" taking place within the party, and this year's event has "an eye toward diversity and inclusion."

"When we're working with speakers, we're asking them to keep in mind obstacles inherently built in these structures," Martinez said of this weekend's event.

Have a tip, story, suggestion, birthday, anniversary, new job, or any other nugget for the Playbook? Get in touch: smurray@politico.com.

TODAY — Gov. Charlie Baker visits the Quest Diagnostics laboratory in Marlborough. **Lt. Gov. Karyn Polito, Quincy Mayor Tom Koch, state Rep. David Biele**, Boston City Councilors **Ed Flynn** and **Michael Flaherty** attend the Maritime Champion Award Ceremony & 2019 Cruise Season Kickoff. **Sen. Elizabeth Warren** campaigns in Iowa.

Attorney General Maura Healey appears on "Boston Public Radio." **Rep. Seth Moulton** visits Iowa. The **Joint Committee on Ways and Means** hears testimony at Roxbury Community College. The **Massachusetts Association of 766 Approved Private Schools** holds a "Bring Your Legislator to School" day at the Brandon School in Natick.

DATELINE BEACON HILL

- **"5 Republicans Vote 'Present' As Senate Overwhelmingly Votes To Ban Conversion Therapy For Minors,"** by Katie Lannan, **State House News Service**: "The Senate on Thursday voted 34-0 to ban the use of conversion therapy to change the sexual orientation or gender identity of minors, with five Republicans voting "present" rather than for or against the bill. Sen. Vinny deMacedo said he and Sens. Bruce Tarr, Ryan Fattman, Donald Humason and Dean Tran oppose conversion therapy but have [concerns that the bill's wording is vague and infringes on the rights of mental health professionals](#)."

- **"Spilka calls for gender X bill's passage,"** by Andy Metzger, **CommonWealth Magazine**: "SENATE PRESIDENT KAREN Spilka took the

rare step Thursday of appearing before her colleagues to argue for passage of a bill — in this case a measure to benefit non-binary residents that was jammed up at the eleventh hour last session. The bill Spilka supports would create a new non-binary gender classification of X instead of M or F on state IDs, including driver's licenses. It would also allow for the alteration of a person's [gender listed on birth records to X at the request of the person or in the case of a child, their parents.](#)"

- **"Sen. Don Humason is sole Senate vote against lifting the welfare 'family cap,'" by Shira Schoenberg, Springfield Republican:** "The Massachusetts Senate voted 37-1 on Thursday to lift a cap on benefits for children born once a family is receiving welfare. Sen. Don Humason, R-Westfield, was the lone dissenting vote. Humason, who is running for Westfield mayor, said he has heard from [constituents who are having trouble making ends meet but who do not qualify for public benefits.](#)"

- **"Credit card fees biting into state's savings from all-electronic Mass Pike toll system," by Mary Markos, Boston Herald:** "Efforts to cut costs by dumping toll takers on the Mass Pike and switching to an all-electronic system have come up short, with climbing credit card fees threatening to take an even bigger bite out of the savings, according to state data. Prior to the transition in October 2016, electronic tolling was [projected to reduce Pike operating costs from \\$56 million to \\$36 million, according to MassDOT.](#)"

- **"State suspends \$72,000 annual pension for ex-trooper in overtime fraud scandal," by Matt Stout and Matt Rocheleau, Boston Globe:** "The State Retirement Board voted Thursday to suspend the \$72,205-a-year pension of a former state trooper sentenced this week in the overtime fraud scandal, marking the first time it's made such a move since prosecutors began bringing charges in the sweeping investigation. Gregory Raftery, a retired trooper and the first defendant to face incarceration over the [scheme tied to the now-disbanded Troop E, was sentenced Tuesday to three months in prison.](#)"

- **"Advocates want ban on flavored tobacco and vaping products," by Victoria McGrane, Boston Globe:** "More than 100 cancer patients, survivors, and their family members fanned out across Beacon Hill on Thursday to push for a ban on all flavored tobacco products, including the nicotine liquid used in vaping, as well as steep new taxes on e-cigarettes. "They are marketed and sold

to our youth and our youth are getting sick and they have no idea what the consequences are," Representative Danielle W. Gregoire, a Marlborough Democrat and the lead sponsor of the House measure that would ban [flavored e-cigarettes](#), [told the advocates before they set off on their lobbying blitz at the State House.](#)"

- **"Lawmakers hear support and concern for road safety bills," by Andy Metzger, Commonwealth Magazine:** "DISTRACTED DRIVING HAS become an "epidemic," Transportation Secretary Stephanie Pollack told lawmakers on Thursday, pushing for a policy package that she said would make motorists, cyclists, and pedestrians safer. Gov. Charlie Baker's bill would allow police to pull over drivers for failing to wear a seat belt, ban handheld phone use by drivers, and provide [a statutory framework to allow for electric scooters and electric pedal-assist bicycles on roadways.](#)"

- **"Jim Lyons blasts bills expanding abortion access," by Lisa Kashinsky, Boston Herald:** "Massachusetts Republican Party Chairman Jim Lyons blasted a pair of bills that would expand access to abortion as "radical infanticide" on Wednesday, while advocates defended a woman's right to control her own health care. In a letter to his party, Lyons said the legislation "removes all practical limitations on aborting unborn babies," adding, "absolutely nothing would be done to protect or even comfort a baby who survives a late-term abortion." "Is that really where we are in Massachusetts, that a helpless newborn child is to [be left aside with no comfort and no ability to live?](#)" [Lyons, who opposes abortion, told the Herald.](#)"

WHAT CITY HALL IS READING

- **"City Hall corruption case could head to trial, after all," by Maria Cramer and Danny McDonald, Boston Globe:** "A federal appeals court vacated the dismissal of public corruption charges against two Boston City Hall aides Thursday, holding that a judge misinterpreted the law in the Boston Calling case — a development that now paves the way for prosecutors to bring the matter to trial. In a major win for the US attorney's office, the First Circuit Court of Appeals ruled that federal prosecutors do not have to prove that the aides, Kenneth Brissette and Timothy Sullivan, [personally benefited from the hiring of union workers at the Boston Calling musical festival in 2014.](#)"

- **"Nine young people overdosed last year while under DCF's watch," by Matt Stout, Boston Globe:** "Three youths under the watch of the state's Department of Children and Families died of overdoses last year, and six others suffered nonfatal overdoses — the most since state officials declared the opioid epidemic a public health emergency five years ago. The nine cases, disclosed in a recent state report, have set off alarms among child welfare advocates. While it's unclear if it's a grim, new trend or a tragic anomaly, they said the overdoses underline how much the drug crisis [is still buffeting DCF, the agency charged with helping protect children from abuse and neglect.](#)"

- **"Is Boston too noisy? One city councilor wants to talk about it." by Christopher Gavin, Boston.com:** "Blaring music from college parties, construction chugging along across a city buzzing with new development, and countless street fairs, festivals, and events: the sounds of [Boston. But are those noises too loud? City Councilor At-Large Althea Garrison wants to look into it.](#)"

- **"Report on Laura Levis's death cites hospital's parent company," by Priyanka Dayal McCluskey, Boston Globe:** "A report released Thursday identified serious flaws at the parent company of Somerville Hospital, where a 34-year-old woman dying from an asthma attack was locked outside the emergency room — but it stopped short of blaming any individuals for the 2016 incident. It criticized hospital officials for failing to share key details about the death of Laura Levis with her family and with hospital board members and [describes Cambridge Health Alliance, the parent of Somerville Hospital, as beset by internal divisions.](#)"

- **"Marty Walsh Promises to Fix Parking Ticket Errors," by Ellen Gerst, Boston Magazine:** "Diligent and legal parkers in Boston are getting stacks of parking tickets on their windshields for violations they didn't commit. Turns out even if you think you're carefully moving your car every two hours to park it in a new zone, the city may still give you a ticket. Mayor Marty Walsh, appalled by a new NBC10 [report on the unwarranted parking tickets, said he's sorry—but sorry isn't good enough for Marty.](#)"

- **"Bed sores, smeared faces, helplessness: New reports paint dismal picture of care at VA nursing homes," by Andrea Estes and Donovan**

Slack, Boston Globe and USA Today: "At the Veterans Affairs nursing home in Brockton, a severely impaired veteran with dementia sat trapped in his wheelchair for hours, his right foot stuck between the foot rests. Inspectors watched as staff walked past the struggling man without helping. Nine months after USA Today and The Boston Globe reported that veterans received substandard care at many Department of Veterans Affairs nursing homes, newly released inspection reports paint a [discouraging picture of the care that sick and frail veterans continued to receive at these federal nursing homes](#)."

- **"Taxpayers are asked to support falcons, fight pigeon poop," by Bob Salsberg, Associated Press:** "Along with all the usual declarations and deductions, Massachusetts residents have been asked to keep something else in mind this tax season: pigeon droppings. In an unusual and at times stomach-turning appeal, the state agency MassWildlife proposed that one way to fight back against the sticky messes befouling cars and damaging bridges is for taxpayers to check a box on their tax forms to support the state's endangered species [program. How so? Peregrine falcons are among the program's beneficiaries, and they prey on pigeons](#)."

DAY IN COURT

- **"'Chilling effect;' ICE made more than 100 arrests at Massachusetts courthouses in the past year," by Steph Solis, MassLive.com:** "The phone rings off the hook at Ivan Espinoza Madrigal's office with complaints from immigrants about federal agents stalking local courthouses across Massachusetts. His organization, Lawyers for Civil Rights, has tracked more than 100 arrests in the past year by Immigration and Customs Enforcement at local courthouses. One of those include [the arrest of an undocumented 21-year-old Cape Verdean man in a Boston courthouse in January](#)."

- **"Kraft lawyers file motion to toss video evidence in soliciting prostitution case," by Travis Andersen, Boston Globe:** "Lawyers for New England Patriots owner Robert Kraft on Thursday filed a motion to toss video evidence in the misdemeanor prostitution solicitation case pending against him in Florida. The eight-page filing submitted in a Palm Beach County court said Kraft, 77, "seeks to suppress video recordings that are the fruits of an unlawful sneak-and-peek search warrant that the Town of Jupiter Police Department used to spy on Mr. Kraft and others, while they [were in the private rooms of a](#)

[licensed spa \(the "Spa"\), receiving treatment from licensed masseuses."](#)

WARREN REPORT

- **"To win in 2020, Elizabeth Warren channels a message from ... 1896?" by Niels Lesniewski, Roll Call:** "Democratic presidential candidate Elizabeth Warren has a new target in her campaign against big businesses: integrated agricultural conglomerates like Tyson Foods. And in making the policy announcement, she's channeling William Jennings Bryan. The Democratic senator from Massachusetts announced Wednesday morning that she would seek to change the Justice Department's antitrust enforcement to stop (and even reverse) large mergers in the [agribusiness space, as well as change the way the department views vertically-integrated companies.](#)"

FROM THE DELEGATION

- **"Richie Neal's big moment," by Larry Parnass, Commonwealth Magazine:** "RICHARD NEAL, consummate policy guy and inveterate old-school pol, had come to talk pensions. But after a March 21 roundtable in Boston, the new chairman of the House Ways and Means Committee was yanked back to the issue dogging him for months — when would he request President Trump's tax returns? The question seemed to annoy Neal. He told the press huddle at the State House that it had to be done right and he wouldn't "succumb to the emotion of the moment." What's the timeline, a reporter began to ask. "You weren't listening," Neal snapped back. An aide broke in: Any questions about pensions? "Yeah," [Neal said with sarcasm. "There are other issues we might want to consider talking about." Dream on.](#)"

- **"The Race Research Cited by DeVos," by Lauren Camera, U.S. News & World Report:** "A MAJOR JUSTIFICATION for a controversial policy action taken by the Trump administration regarding discipline in schools relied on research from an academic considered well outside the mainstream who didn't know his work was being used to bolster the decision. The issue came to light Tuesday, when Rep. Katherine Clark, a Democrat from Massachusetts, pressed Secretary of Education Betsy DeVos about her reasons for revoking Obama-era discipline guidance during a [congressional hearing about the president's proposed budget for the Department of Education.](#)"

- **"Rep. Joseph Kennedy III leads House condemnation of President Trump's transgender military ban,"** by Jacqueline Tempera, **MassLive.com**: "The U.S. House of Representatives passed a resolution Thursday condemning President Donald Trump's proposed transgender military ban. The measure - which was brought forward by Rep. Joseph Kennedy III, a Massachusetts Democrat who is the [chair of the Equality Caucus's Transgender Equality Task Force](#), passed 238-185 on Thursday."

ABOVE THE FOLD

— **Herald**: "FIRED UP!" — **Globe**: "Overdoses on rise in DCF youths," "Hospital criticized in ER patient's death."

FROM THE 413

- **"Hampden DA Anthony Gulluni's decision not to charge Springfield cops before indictments was a 'dereliction of duties,' council president Justin Hurst says,"** by Scott J. Croteau, **Springfield Republican**: "The Springfield City Council is questioning Hampden District Attorney Anthony Gulluni's handling of the Nathan Bill's assault investigation and has accused the district attorney's office of neglecting to complete a thorough investigation. Justin Hurst, council president, issued a scathing statement one day after the [state attorney general's office secured indictments against one dozen Springfield police officers](#)."

- **"Three months in, Domb sticking to campaign promises,"** by Lillian Ilsley-Greene, **Daily Hampshire Gazette**: "After three months in the Legislature, state Rep. Mindy Domb, D-Amherst, continues to stand against what she considers to be the dangerous policies coming out of Washington, D.C. Since taking office in January, Domb has co-sponsored a series of progressive bills on immigration, education reform, and issues of gender and [sexuality. She also was a strong voice on the recent vote to ban conversion therapy for LGBTQ minors](#)."

THE LOCAL ANGLE

- **"'I love New Bedford': Jon Mitchell gives State of City Address,"** by Kiernan Dunlop, **Standard-Times**: "At his annual State of the City Address

Thursday, Mayor Jon Mitchell invited the audience to join him for a family meal and check in on how things are going in the city. As with many family meals, the audience was already familiar with the majority of subjects up for discussion. Mitchell used his 50-minute speech to highlight how much New Bedford has improved since he took office in 2012, once again highlighting the documented [drops in the crime and unemployment rates, and the rise of the high school graduation rate](#)."

- **"Bakers visit child development center," by Jessica Valeriani, Eagle-Tribune:** "Gov. Charlie Baker and Lauren Baker, first lady of Massachusetts, visited The Professional Center for Child Development, or PCCD, Thursday morning to meet with students, parents, and staff, and read books to the children. PCCD works with children of all abilities to eliminate barriers to children's growth and development, said Executive Director Chris Hunt. Staff at the center also work to [identify early stages of disabilities in children in an effort to guide them toward long-term success](#)."

- **MEANWHILE IN NEW HAMPSHIRE: "Salem Home owner says he's working on cleanup of yard filled with printers," by Madeline Hughes, Eagle-Tribune:** "Michael Bates cited his divorce, the Chinese ban on recyclables and an emotional decision to close his liquidation business as the reasons printer boxes are piled 5-feet high in the backyard of his home at 45 Maclarnon Road. Salem town officials have been working for nearly [a year to get the homeowners, Bates and his estranged wife Christina, to clean up the property](#)."

MEDIA MATTERS

- **"WBUR Board Looks To Increase Role Following News Of GM's Departure," by Martha Bebinger, WBUR:** "Influential donors to WBUR are exploring ways to make the station more independent, including a separate governing board or a "spinout" from the station's owner, Boston University. Discussions began immediately after the group, known as WBUR's Board of Overseers, learned that WBUR General Manager Charlie Kravetz would no longer oversee daily operations of the station and would leave, officially, at the end of June. Members of the board, which has no direct decision-making [authority, say they felt blindsided by the decision and ignored by BU when they protested](#)."

- **Rick Sobey** joins the Boston Herald as a general assignment multimedia reporter. Sobey was a reporter at The Lowell Sun. [Tweet](#).

SPOTTED: **Sen. Elizabeth Warren** and **Rep. Seth Moulton** on the same American Airlines flight from DCA to Des Moines last night.

HAPPY BIRTHDAY - to 1776 President & Chief Innovation Officer **Peter Cherukuri**, **David King**, senior lecturer in public policy at Harvard Kennedy School; **Ned Gandevani**, **Sanjay Misra**, Harvard PhD candidate; and **Richard Lewontin** who turns 9-0 today.

HAPPY BIRTHWEEKEND - to **Victoria Ireton**, an account executive at Lynch Associates and a Seth Moulton alum, who turns 25 on Saturday (h/t Joe Sherlock), and the Daily Hampshire Gazette's **Dusty Christensen**, who celebrates Saturday.

DID THE HOME TEAM WIN? No! The Mariners beat the **Red Sox** 12-4.

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BY STEPHANIE MURRAY

GOOD MORNING, MASSACHUSETTS.

BUTTIGIEG DRAWS BIG BOSTON CROWD — Pete Buttigieg, the mayor of South Bend, Ind., and a nascent presidential candidate, riled up a crowd of more than 1,000 college students at Northeastern University on Wednesday. Part of his appeal, the students said, was that Buttigieg wasn't trying to appeal to them.

The 37-year-old Democrat solidified his standing in the 2020 contest when he took in a \$7 million fundraising haul in the first quarter of the year. On Wednesday, he staked out policy positions on higher education and health care, reflected on being a millennial in elected office, and spoke about religion and his military service during the hourlong talk.

When Northeastern initially planned Buttigieg's visit nine weeks ago, organizers set aside a room that fits around 200 people. As interest in the candidate's talk grew, the school moved the event to a larger auditorium. The expanded event still drew an overflow crowd. More than an hour before Buttigieg took the stage, hundreds of people stood in a line that stretched around the building.

The South Bend mayor drew applause when he spoke about his support for the "framework" of the Green New Deal, about his husband, Chasten, and when he called the Electoral College "a dumb idea." At one point, moderator Kimberly Atkins of WBUR asked the crowd to hold its applause so Buttigieg could get to more of their questions. While they stopped clapping, many in the crowd continued to snap their fingers in support.

Buttigieg took a notably more moderate stance on tuition-free college

compared with some 2020 Democratic candidates, especially Sen. Bernie Sanders of Vermont. While Buttigieg supports lowering the cost of a higher education, he said, he doesn't support making college free. "Americans who have a college degree earn more than Americans who don't," he said. "As a progressive, I have a hard time getting my head around the idea of a majority who earn less because they didn't go to college subsidizing a minority who earn more because they did."

And though tuition-free college has been something of a rallying cry for progressive Democrats, especially millennials, since the 2016 election, Buttigieg's straightforward answer impressed many of the college students in the audience.

"**He stayed true to himself and had obviously** thought through something he thought was a more logical solution to the problem and didn't just say the political buzzwords that he knows will get support from college students or progressive liberals," Northeastern College Democrats President Yael Sheinfeld told me.

Read the rest of my story about Buttigieg's visit to Boston [here](#).

Have a tip, story, suggestion, birthday, anniversary, new job, or any other nugget for the Playbook? Get in touch: smurray@politico.com.

TODAY — Gov. Charlie Baker, state Sen. Jo Comerford, state Rep. Mindy Domb, UMass President Marty Meehan and UMass Amherst Chancellor Kumble Subbaswamy attend a ribbon cutting for the Physical Sciences Building at UMass Amherst. **State Senate President Karen Spilka** appears on "Boston Public Radio." **Boston Mayor Marty Walsh** attends a Boston Public Schools Red Sox hat giveaway.

State Sen. Marc Pacheco speaks on a Community Labor United panel to reflect on the assassination of Dr. Martin Luther King Jr. The **Gaming Commission** hearing on Wynn Resorts continues for a third day. The **Cannabis Control Commission** meets. The Harvard Kennedy School holds a conference featuring members of the **Massachusetts Commission on the Future of Transportation**.

- **"DEMS USE WYNN REPORT TO RENEW PUSH FOR LOOK AT RGA DONATIONS,"** by Matt Murphy, **State House News Service:** "Democratic Party Chairman Gus Bickford is renewing the party's call for an investigation into Steve Wynn's \$2 million gift in 2014 to the Republican Governors Association, and newly questioning whether Wynn Resorts' willingness to cover up bad behavior stopped at allegations of sexual assault against Wynn. Bickford's suggestion of a possible "quid pro quo" between Wynn and Gov. Charlie Baker came as the Massachusetts Gaming Commission entered its second day of hearings on the [suitability of the company to continue to hold the license for its Encore Boston Harbor casino in Everett](#)."

- **"Wynn Resorts executives say they've cleaned house after accusations against Steve Wynn,"** by Mark Arsenault, **Boston Globe:** "With the company's casino license under harsh scrutiny, Wynn Resorts executives Wednesday told state regulators they have cleaned house in the year since sexual misconduct allegations against the company's billionaire founder came to light, ousting employees who mishandled the complaints and building a new company culture from scratch. 'We launched a full back-of-house campaign, 'We are Wynn,' " chief executive Matt Maddox [told the Massachusetts Gaming Commission](#). 'We are about 25,000 people, we're not about a man.'"

- **"Bill would require fingerprints from Uber, Lyft drivers,"** by Mary Markos, **Boston Herald:** "Drivers for ride-sharing apps like Uber and Lyft would be fingerprinted under a bill being considered on Beacon Hill, a measure that failed when mandatory background checks were first signed into law in 2016. "There is a hole in the system," advocate Scott Solombrino said. "You absolutely have to have a fingerprint. It's the only way you can guarantee people are who they say they are." Solombrino is a spokesman for Ride Safe Massachusetts, a coalition of chauffeured car and [taxi companies, and also the owner of Dav El/Boston Coach, a luxury chauffeur transportation service](#)."

- **"SOCIAL WORKERS FACE TWIN THREATS IN DEBT, CLAWBACKS,"** by Kaitlyn Budion, **State House News Service:** "Social workers are putting loan forgiveness and limiting insurance "clawbacks" at the top of their legislative priorities, saying changes are needed to stop people from leaving the field for financial reasons. The National Association of Social Workers Massachusetts

Chapter held a [lobby day Wednesday to advocate for bills to improve the professional lives of social workers.](#)"

FROM THE HUB

- **"REP. BRODEUR RUNNING FOR MAYOR OF MELROSE," by Matt Murphy, State House News Service:** "Rep. Paul Brodeur, who campaigned hard this winter in his home city of Melrose for a \$5.2 million tax override that passed Tuesday night, has decided to run for mayor this fall. "I'm running, and I'm excited about it," Brodeur told the News Service on Wednesday in a hallway interview in the State House. Brodeur is the second legislator to officially jump into a mayoral race this year [after Sen. Donald Humason said last month that he would seek the mayor's office in Westfield.](#)"

- **"After protests, state tosses out MCAS question on 'Underground Railroad,'" by James Vaznis, Boston Globe:** "When tenth-graders sat down for the MCAS this spring, many confronted an essay question that struck them as inappropriate and insensitive: They were asked to write a journal entry from the perspective of a white woman who uses derogatory language toward a runaway slave and is conflicted about helping her. The essay question — based on a passage from the Pulitzer Prize-winning novel "The Underground Railroad" — sparked a range questions among students, including whether [using racist language would win them points for historical accuracy or deductions for inappropriateness.](#)"

- **"Boston Fed report paints bleak picture for low-income renters," by Tim Logan, Boston Globe:** "Massachusetts needs about twice as many apartments that are affordable to low-income renters as it has, according to a study, and the need could grow in coming years. A report released Wednesday by researchers at the Federal Reserve Bank of Boston said the state has 274,842 "extremely low-income households" — those earning up to \$22,650 for a single person and no [more than \\$29,150 for a family of three — and just 128,037 apartments set at rents they can afford.](#)"

- **"Rachael Rollins' office: Boston cops turning to higher charges," by Marie Szaniszlo and Sean Philip Cotter, Boston Herald:** "Prosecutors have seen an increase in the number of people charged with assaulting police since Suffolk District Attorney Rachael Rollins included resisting arrest among the

15 "non-violent" offenses that her office now looks to dismiss unless a supervisor's permission is obtained. "One of the 15 is resisting arrest, so we've seen an uptick in assault and battery on a police officer," Donna Patalano, general counsel for the DA's office, said Wednesday at a [Boston College Law School panel discussion on the charging decisions. 'We need to figure out why.'](#)"

- **"Sober house operator says he has 'paused' Percival Street plan," by Jennifer Smith, Dorchester Reporter:** "A heated standoff between the owner of several sober homes and neighbors in Meetinghouse Hill, who worried about the prospect of oversaturating their block with such residences, cooled some this week, with a number of residents hopeful that a compromise is on the horizon and the owner saying his plans for a new Percival Street sober home are on hold. Last Wednesday, the day after a contentious meeting at the Mather Elementary School, Joseph Pizziferri, Jr., who owns a sober home at 16 Potosi St. [that houses 19 women, walked over to a neighbor's house to formally introduce himself to the block.](#)"

- **"David Ortiz was a celebrity barber at a charity event Wednesday," by Tommy McArdle, Boston.com:** "David Ortiz moonlighted as a barber at Granite Telecommunications' sixth annual Saving by Shaving event Wednesday at the company's offices in Quincy. Ortiz shaved Red Sox CEO and team president Sam Kennedy's [head while Massachusetts governor Charlie Baker received his own haircut alongside the two.](#)"

DAY IN COURT

- **"Felicity Huffman and Lori Loughlin Appear in Court as College Admissions Scandal Rewrites Lives," by Kate Taylor, New York Times:** "The actresses Felicity Huffman and Lori Loughlin made their first appearances in federal court in Boston on Wednesday, along with 10 other parents charged in the college admissions fraud investigation. But while they are months away from a potential trial, in some ways their punishments have already started. Even before the 33 parents charged in the scandal have their cases heard in court, they are facing repercussions, from the limitations [that come with being on bail to the shame of being held up as examples of greed and entitlement.](#)"

- **"Family of Ralph Nader's Niece, Killed in Crash, Plans to Sue Boeing,"**

by Mike Isaac, New York Times: "The family of a woman killed in an Ethiopian Airlines accident last month plans to file a wrongful-death lawsuit against the airline, the aircraft manufacturer and the parts supplier linked to the crash that left 157 people dead. The woman, Samya Rose Stumo, 24, was a niece of Ralph Nader, the consumer rights advocate and past presidential candidate. Lawyers representing the family said in a statement [that they planned to file the suit on Thursday morning in Federal District Court in Chicago.](#)"

WARREN REPORT

- **"Elizabeth Warren and Joe Biden have a history. It's complicated."** by Nik DeCosta-Klipa, **Boston.com:** "Sen. Elizabeth Warren and Joe Biden could find themselves sharing a Democratic presidential primary debate stage this summer. It wouldn't be the first time they've sparred. Warren was one of a number of Democrats running for president who recently said Biden, who is expected to also launch a 2020 campaign later this month, would have to answer for his history of physical behavior toward women. However, the Massachusetts senator has shared a [uniquely contentious history with the former vice president, dating back to her days in Cambridge.](#)"

TRUMPACHUSETTS

- **"House Democrats unleash bid for Trump's tax returns,"** by Brian Faler, **POLITICO:** "The House's top tax writer formally requested President Donald Trump's tax returns on Wednesday, escalating a bid by Democrats to unmask the long-hidden documents that's likely to ignite a precedent-setting legal showdown between Congress and the administration. Ways and Means Chairman Richard Neal (D-Mass.), citing an arcane law allowing him to examine anyone's confidential tax filings, asked for six years of Trump's personal tax returns and of [some of his businesses. He is asking the administration to turn over the documents by April 10.](#)"

FROM THE DELEGATION

- **"Rep. McGovern: 'We Should Have Normal Relations With Cuba,'"** by Shelby El Otmani, **WGBH News:** "Massachusetts Congressman Jim McGovern has been at the forefront of improving U.S.-Cuba relations for years.

Despite new business and travel restrictions from the Trump administration that have chilled relations between the two nations, McGovern says he is still hopeful, and he believes the [unique connections between Cuba and Massachusetts can help pave the way to something better.](#)"

THE CLARK CAUCUS

- "Luján's move opens up Jeffries' path to speaker's chair," by Heather Caygle and John Bresnahan, **POLITICO**: "Ben Ray Luján just gave Hakeem Jeffries a big gift: A clearer path to the speaker's chair. Luján's decision to jump into the New Mexico Senate race — waiving the chance to move up in House leadership — removes a potential rival for Jeffries (D-N.Y.), according to more than a dozen Democratic lawmakers and aides. Luján's decision leaves Jeffries and Bustos, chairwoman of House Democrats' campaign arm, on that tier alone. Other members are also in the mix — including Massachusetts Rep. Katherine Clark, vice chair of the caucus, and [Reps. Cedric Richmond of Louisiana and Pete Aguilar of California, both senior whips under Clyburn.](#)"

IT'S NOT EASY BEING GREEN

- "Why Markey sees success in the unpassed Green New Deal," by Jon Chesto, **Boston Globe**: "The Green New Deal has had a rough start. But that hasn't stopped Ed Markey, one of its chief architects, from sounding triumphant. Last week, the GOP-controlled Senate sidelined the ambitious resolution, and Speaker Nancy Pelosi continues to speak coolly about its near-term prospects in the House. So why did the [Massachusetts senator call the GND a "huge success so far" in an interview with me Wednesday?](#)"

MOULTON MATTERS

- "Seth Moulton, The Long Shot Candidate?" by Haili Blassingame, **WBUR**: "So far, Massachusetts Congressman Seth Moulton hasn't said if he's running for president. But it sure sounds like he might be trying to. He told The Atlantic last month that "I think Donald Trump is a lot harder to beat than most Democrats think. But I'm also quietly confident that I can beat him, and I don't think it'll be the hardest thing that I do in my life." One of Moulton's policy priorities is [national security. He served several tours of duty in Iraq and won several medals for his work there.](#)"

ABOVE THE FOLD

— [Herald](#): "FED CARPET," — [Globe](#): "Question cut from MCAS amid concerns," "Neal asks IRS for Trump's tax forms," "Living through grief's legacy."

FROM THE 413

- **"34 food service workers at Hampshire College to lose jobs by August," by Dusty Christensen, Daily Hampshire Gazette:** "On Wednesday, 34 food service workers at Hampshire College were informed that come August 1, they will no longer have jobs. The news was delivered to the employees at the college's on-campus café, Bon Appétit, which is run by Bon Appétit Management Company, a third-party contractor. Mary McEneany, the college's treasurer and vice president for finance and administration, on Tuesday had informed the leaders of the food service workers' union — [the only union on campus — that the college would not renew its contract with Bon Appétit this fall.](#)"

THE LOCAL ANGLE

- **"What Is Local News? New Survey Raises A Fundamental Question," by Dan Kennedy, WGBH News:** "What is local news? A new report by the Pew Research Center claims to measure Americans' perceptions of journalism in their communities. But the results show that the largest share of the 35,000 people who were surveyed — 38 percent — say their medium of choice is television. Moreover, the kinds of news that respondents [say are "important for daily life" are an exact match for the typical fare of a local TV newscast.](#)"

- **"'WELFARE' sign sparks outrage at Melrose Cemetery in Brockton," by Marc Larocque, The Enterprise:** "The city of Brockton recently put up a sign at Melrose Cemetery designating a section of the graveyard as "WELFARE." That has caused outrage with [regular cemetery visitor Cheryl Barends, calling it insensitive and degrading to those buried there.](#)"

MEDIA MATTERS

- **Chris Triunfo** joins the Boston Globe as a correspondent in July. [Tweet](#).

TRANSITIONS - **Laura Capps** is running Working Hero Action, a campaign that aims to connect low-income Americans to the Earned Income Tax Credit. Capps was communications director for the late Sen. Ted Kennedy and is a member of the Santa Barbara School Board.

HAPPY BIRTHDAY - to former **Sen. Mo Cowan**, who turns 5-0; former **Rep. Jim Shannon**, who turns 67; **Sam Doran** of the State House News Service, **Michael Forbes Wilcox** and **Joe Ricca**.

DID THE HOME TEAM WIN? Yes and yes! The **Celtics** beat the Heat 112-102. The **Red Sox** beat the Athletics 6-3.

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BY STEPHANIE MURRAY

GOOD MORNING, MASSACHUSETTS and [GO UMASS](#).

- Will you or someone you know be running the Boston Marathon this year? Cheer them (or yourself!) on with a shout-out in the Monday Playbook: Let me know at smurray@politico.com by midnight Sunday.

MAY I TAKE YOUR ORDER — How far is too far? The Boston Globe removed from its website a column with the headline "Keep Kirstjen Nielsen unemployed and eating Grubhub over her kitchen sink" yesterday, after controversy broke out because the writer suggested a former Trump official should be made uncomfortable in public — namely, by conjuring an image of a restaurant server urinating in someone's food.

Freelance journalist Luke O'Neil wrote a weekly opinion column for the Globe. This week, he focused on former Secretary of Homeland Security Kirstjen Nielsen, and how he thinks the public should treat her after her role in the Trump administration. O'Neil initially wrote he regrets "not pissing in Bill Kristol's salmon" when he was a server a decade ago, and that Nielsen should be made to feel uncomfortable in public due in part to her role in the family separation crisis at the Southern border. O'Neil told me that was a "purposefully catchy lede" and that he doesn't actually want to pee in anyone's food.

The Globe [changed some of the language](#) in O'Neil's column, and added a note saying the piece "did not meet Globe standards" in its original form and that the paper "regrets the previous tone." As the column spread online, including a national story on [Fox News](#), the Globe ultimately [pulled the piece](#) off its website. O'Neil said he quit his \$350 a week gig writing a Sunday column.

The flap over O'Neil's column revisited a conversation about civility, restaurants, and whether Trump officials involved in controversial policies should be shamed or ostracized in public, which bubbled up over the summer. To refresh your memory: Protesters [confronted](#) Nielsen at a restaurant during the height of the family separation issue, [another group of protesters](#) called White House adviser Stephen Miller a fascist at another restaurant, and a Virginia restaurant [asked](#) White House spokesperson Sarah Huckabee Sanders to leave because of her role in the Trump administration.

Have a tip, story, suggestion, birthday, anniversary, new job, or any other nugget for the Playbook? Get in touch: smurray@politico.com.

TODAY — Gov. Charlie Baker attends a reception commemorating the 104th anniversary of the Armenian Genocide at the State House. **Lt. Gov. Karyn Polito** attends the Hampden County Sheriff Department's Women in Criminal Justice Committee annual conference. **Rep. Seth Moulton** holds a town hall in North Andover. **Boston Mayor Marty Walsh** discusses Boston Marathon public safety at a press conference and attends a Henry L. Higginson Inclusion School project-based learning exhibition. **Rep. Joe Kennedy III** speaks at Newton South High School for civics education day.

DATELINE BEACON HILL

- **"The Interview: State Representative Russell Holmes," by Colman M. Herman, Boston Magazine:** "Sure, a lot of people don't like their boss, but state Representative Russell Holmes has made an art out of antagonizing his with particular vigor, calling fellow Democrat Robert DeLeo, the speaker of the House, a "dictator," trying to organize a takeover to unseat him, and getting stripped of an important vice chairmanship when his efforts proved unsuccessful. Even so, the representative for the Sixth District, which includes sections of Dorchester, Mattapan, Hyde Park, Jamaica Plain, and Roslindale, has no intention of letting up. On a recent afternoon, Holmes sat down with me in his small office on the second floor of the State House [to talk about the state of Beacon Hill. As usual, he pulled no punches when it came to his boss.](#)"

- **"BAKER FILES \$1.1B BORROWING BILL FOR CYBERSECURITY, PUBLIC SAFETY," by Matt Murphy, State House News Service:** "Gov. Charlie Baker

proposed \$1.1 billion in new spending on information technology, public safety equipment and cybersecurity Wednesday as part of a multi-year capital investment that the administration said would help Massachusetts defend against cyber attacks, build a new fire training center and enable police to buy new cruisers. The borrowing bill would authorize \$600 million in spending on information technology infrastructure that the administration said would "help fortify the Commonwealth's defenses and against cyber attacks" and improve residents' ability [to interact digitally with government, including with for health care, housing and other services.](#)"

- **"Coughlin changes hats at hearing on drug pricing," by Bruce Mohl, Commonwealth Magazine:** "AT A PACKED STATE HOUSE hearing Thursday on legislation to rein in the cost of pharmaceuticals, MassBIO CEO Robert Coughlin and two of his national colleagues were pitching the same argument they've been using for a long time - that any form of price control would jeopardize a thriving local industry and hinder the development of breakthrough drugs. Coughlin and his colleagues didn't seem to be making much headway in a room filled with lawmakers, patients, [and advocacy groups anxious about the soaring cost of drugs, including basic drugs like insulin.](#)"

- **"BAKER NOT RUSHING LEGISLATURE ON SPORTS BETTING," by Colin A. Young, State House News Service:** "Gov. Charlie Baker, who had hoped his bill to legalize, tax and regulate sports wagering would be taken up by the Legislature before the end of July, said Thursday he is OK with House Speaker Robert DeLeo indicating that his branch could take its time on the issue. House leaders did not include any sports betting revenue in their \$42.7 billion Ways and Means Committee fiscal year 2020 budget released Wednesday, and chairman Aaron Michlewitz said they would examine [Baker's proposal and others to legalize sports betting "later in the session," which runs through 2020.](#)"

- **"Dempsey spreads around campaign leftovers," by Christian M. Wade, Eagle-Tribune:** "Brian Dempsey left office nearly two years ago with about \$500,000 left over in his campaign account, and the lawmaker-turned-lobbyist is still spreading campaign cash around Beacon Hill. Dempsey, a Haverhill Democrat and once prominent member of the party's leadership in the House of Representatives, left the Legislature in 2017 for a lobbying job. He has since given \$30,000 to the Massachusetts Democratic State Committee, a political

action committee that helps elect Democrats, [according to disclosures filed with the state Office of Campaign and Political Finance.](#)"

- **"Schools all across Massachusetts are suffering': Teachers, workers call for lawmakers to pass 'millionaires tax,'" by Steph Solis, MassLive.com:**

"Hoyt was one of several workers and advocates who testified Thursday before the Revenue Committee backing a "millionaires tax" to fill funding gaps in education and transportation. Supporters and opponents spent hours making their case about the proposal, which would increase the income tax by 4 percent for households that make more than \$1 million a year. The proposal is identical to the citizens' petition that was expected to go on the [November ballot but was struck down by the Supreme Judicial Court in June over a procedural issue.](#)"

- **"Report highlights homelessness, bullying LGBTQ youths," by Annika Hom, Boston Globe:** "The number of Massachusetts high school students who identify as lesbian, gay, bisexual, transgender, or are questioning their gender identify or sexuality is at more than 15 percent, according to new state report. The data come from the Massachusetts Commission on LGBTQ Youth, an independent state agency, in its annual report and recommendations on improving the lives of those young people. [It is aimed not only at lawmakers and government agencies, but also at schools and families.](#)"

FROM THE HUB

- **"Rachael Rollins making amends with Maura Healey, public safety czar," by Mary Markos, Boston Herald:** "Suffolk District Attorney Rachael Rollins appears to have made amends after a contentious couple of days surrounding her progressive policies, including her no-prosecute list. Rollins had a "positive and productive meeting" with Public Safety and Security Secretary Thomas A. Turco III and their top staffers Thursday, according to spokesman Jake Wark. "They identified issues of mutual concern and ideas for possible collaboration as two public safety professionals [deeply committed to the residents of Suffolk County and the Commonwealth.](#)" [Wark said in a statement.](#)"

- **"Boston City Council Votes to Support Green New Deal," by Ellen Gerst, Boston Magazine:** "The Boston City Council passed a resolution in support of the Green New Deal Wednesday, joining Democratic lawmakers in Washington

in calling for federal action on climate change. The resolution passed by a 9-3 vote. City Councilor Michelle Wu, the lead [sponsor, said it was important for Boston to combat climate change on the local and national levels.](#)"

- **"How Katie Bouman accidentally became the face of the black hole project," by Sarah Mervosh, New York Times:** "As the first-ever picture of a black hole was unveiled this week, another image began making its way around the internet: a photo of a young scientist, clasping her hands over her face and reacting with glee to an image of an orange ring of light, circling a deep, dark abyss. It was a photo too good not to share. The scientist, Katie Bouman, a postdoctoral fellow who contributed to the project, became an [instant hero for women and girls in STEM, a welcome symbol in a world hungry for representation.](#)"

- **"WILL BOSTON SET A NEW REGIONAL PRECEDENT AND FINALLY PAY RECYCLING WORKERS A LIVING WAGE?," by Cole Rosengren, DigBoston:** "For the first time in the city's history, Boston's living wage ordinance might finally get applied to low-paid workers sorting the city's recycling—but only sometimes. Boston is currently negotiating a new five-year contract with Casella Waste Systems, a publicly traded regional agglomerate that runs a major facility in Charlestown. The agreement could cost \$6.16 million per year, a steep jump from past prices that has given [officials a case of sticker shock, especially since Casella was the only company that submitted a bid.](#)"

- **"Beyond the glass box: Architecture in the Seaport is just starting to get interesting," by Catherine Carlock, Boston Business Journal:** "There have been critiques for years that the Seaport is full of cold, glass boxes — and it's starting to be more openly discussed. At least some of the developers [of the remaining blocks of property in the neighborhood aim to tackle the critique head-on.](#)"

- **"Steve Wynn will be banned from all Wynn Resorts properties, company tells Massachusetts regulators," by Steph Solis, MassLive.com:** Wynn Resorts proposed banning founder Steve Wynn from any of its properties as part of its efforts to convince commissioners the company deserved to keep the Eastern Massachusetts casino license. The company asked the Massachusetts Gaming Commission in a legal brief this week to consider a number of

additional remedial measures as commissioners decide on the fate of the casino license, including banning Wynn from resorts wholly-owned by Wynn Resorts, barring executives who have a key gaming license from having [any contact with him and reporting any "inadvertent contact" to Massachusetts regulators within 10 days.](#)"

- **"31,000 Stop & Shop Workers Strike Across New England,"** by Kaitlyn Locke, **WGBH News:** "Thirty-one thousand Stop & Shop workers across New England went on strike Thursday afternoon after what they called a failure to move forward in contract negotiations with the grocery store's parent company, Ahold Delhaize. "They are a very profitable company, they made billions last year in sales and profits, and they're trying to destroy the health benefits and pensions of our hardworking members," [said Jeff Bollen, the president of the union that represents Stop & Shop workers, in a statement.](#)"

- **"'I was in such a panic': Pregnant Cambridge woman attacked by group of wild turkeys,"** by Steve Annear, **Boston Globe:** "Kenda Carlson feels a little ridiculous walking everywhere while clutching a large golf umbrella — especially when there's no rain in sight and more sunny spring days on the horizon. But after the 35-year-old was aggressively attacked by a group of wild turkeys in [Cambridge recently, she knows it could be her best defense against the feathered animals.](#)"

WARREN REPORT

- **"Elizabeth Warren: The Republican Years,"** by Alex Thompson, **POLITICO:** "'Fight.' It's the signature word of Senator Elizabeth Warren's short but consequential political career. It's in the title of both of the books she has published as a senator: *A Fighting Chance* and *This Fight Is Our Fight*. In her speech declaring her presidential candidacy in February, Warren told the crowd, "This is the fight of our lives" and, "I've been in this fight for a long time." Her 2020 campaign asks voters to "Join the Fight." Kate McKinnon-as-Warren on "Saturday Night Live" explained, "That's the only f-word I know." But Warren used to be on the other side of the fight she is now waging. For many years before she entered politics, [the woman now at the forefront of the progressive wing of the Democratic Party was a Republican.](#)"

- **"Warren Pushes New Corporate Tax on Profits Above \$100 Million,"** by

Sahil Kapur and Laura Davison, Bloomberg: "Democratic presidential candidate Elizabeth Warren rolled out a proposal on Thursday to levy a 7 percent tax on corporate profits above \$100 million, which if enacted would raise an estimated \$1 trillion from the country's wealthiest businesses. There would be "no loopholes or exemptions" for the so-called Real Corporate Profits Tax, Warren said. It would be paid on top of what corporations owe under U.S. tax law and apply to profits [earned domestically and abroad, preventing companies from shifting profits offshore to avoid the tax.](#)"

DAY IN COURT

- MEANWHILE IN NEW HAMPSHIRE: "Eversource fights to keep Northern Pass alive," by Jon Chesto, Boston Globe: "To many critics, the fate of Eversource's Northern Pass power line through New Hampshire was sealed when it lost a pivotal deal to deliver electricity to Massachusetts. Eversource, it turns out, isn't ready to pull the plug. The company is waging war against its opponents in a bid to overturn the 2018 permit denial that doomed those valuable Massachusetts contracts. The venue: New Hampshire's Supreme Court. The utility just submitted its last brief to the court on Wednesday, responding [to concerns raised by several environmental groups. Oral arguments are scheduled for May 15.](#)"

TRUMPACHUSETTS

- "Smith, Mount Holyoke colleges suspend Police Chief Daniel Hect; president denies Twitter played role," Jim Russell, Springfield Republican: "Daniel Hect, police chief for both Smith College and Mount Holyoke College, was placed on administrative leave Wednesday, according to a statements by the presidents of both schools that referred to questions of trust. Smith's student newspaper, The Sophian, earlier published a story that says Mount Holyoke students found that Hect, using his Twitter account, had liked tweets that were "almost exclusively in response to President Trump's tweets and included anti-immigrant, [pro-gun rights and racist sentiments.](#)" [Hect's Twitter account has since been deleted. The Sophian reported.](#)

EYE ON 2020

- "Buttigieg campaign getting a Massachusetts boost from Grossman," by

Matt Stout, Boston Globe: "When Pete Buttigieg gathers supporters this weekend in Indiana, the ascending 2020 contender will count among them a name very familiar to Massachusetts voters. Steve Grossman, the former Democratic National Committee chairman and state treasurer, is endorsing the 37-year-old [South Bend mayor for president, giving Buttigieg a well-connected ally in the donor-rich state.](#)"

MOULTON MATTERS

- **"Trump Gives 2020 Democrats a National-Security 'Opportunity,' Says Rep. Moulton," by Katie Bo Williams, Defense One:** "Seth Moulton isn't running for president — yet. But the Massachusetts congressman is joining a growing chorus of Democrats who believe that his party should try to beat President Trump in 2020 on national security. "I recognize that the polling doesn't have national security as a top issue right now, but it's not just the right thing to do for the country with this reckless commander in chief — [it's also a political opportunity for Democrats.](#)" Moulton said in an interview in his [Capitol Hill office.](#)"

ABOVE THE FOLD

— [Herald](#): "WIKI GEEK," — [Globe](#): "Assange faces US charge after arrest," "STOP & SHOP WORKERS WALK OFF THE JOB."

FROM THE 413

- **"Thirteen Springfield police officers arraigned in connection with alleged Nathan Bill's beating and cover-up," by Dan Glaun, Springfield Republican:** "Thirteen current and former Springfield police officers were arraigned in Hampden Superior Court Thursday on allegations that they either participated in or helped cover up the alleged 2015 off-duty police beating of four men outside Nathan Bill's Bar and Restaurant. They were charged in indictments brought by a statewide [grand jury, following an investigation by the Office of Massachusetts Attorney General Maura Healey.](#)"

- **"Seder with the Obamas," by Sen. Eric Lesser, Hampshire Life:** "On the first night of Passover in 2008, I found myself in the middle of Pennsylvania with no way to get home. I was a traveling aide to then-Senator Barack Obama,

in charge of keeping track of the luggage and other logistics for Obama, his staff and a pack of traveling reporters as he criss-crossed the United States running for President. Along with Arun Chaudhary, the campaign's videographer, and Herbie Ziskend, an advance [staffer, we decided to host an impromptu Seder in the basement of our hotel in Harrisburg.](#)"

- **"State moves to shut down Sweet Brook nursing home," by Haven Orecchio-Egresitz, The Berkshire Eagle:** "The state Department of Public Health has begun a process to close a Williamstown nursing home with a history of poor care, according to the agency and state Rep. John Barrett III. Residents of Sweet Brook Rehabilitation and Nursing Center, which holds a [state license for 184 beds, will be relocated to other facilities — unless an appeal is successful.](#)"

THE LOCAL ANGLE

- **"In Newton, sparks fly over proposed Needham Street development," by John Hilliard, Boston Globe:** "A proposed mixed-use development on Needham Street that could bring hundreds of new housing units divided residents during an hours-long public hearing Tuesday, as project supporters sparred with those concerned about the project's size and traffic impact on the area. Northland Investment Corp.'s proposed project would be built on about 22 acres at the corner of Needham and Oak streets in Newton Upper Falls, an area already snarled by heavy traffic. Northland has reduced the scope of its project, [and proposed a shuttle service and traffic improvement measures as part of its proposal.](#)"

- **"Food insecurity a struggle for some Worcester college students," by Alex MacDougall, Worcester Magazine:** "College students face many challenges during their time in school - from struggling to achieve good grades and a high GPA, to trying to fit in and form lasting social connections. For a high number of college [students, there's an entirely different kind of challenge: the struggle to obtain enough to eat.](#)"

- **"Columbia Gas crews return to Merrimack Valley," by Milton J. Valencia, Boston Globe:** "Columbia Gas of Massachusetts executives announced plans Thursday to return to the Merrimack Valley to replace hundreds of heating appliances in homes affected by the Sept. 13 natural gas disasters, resuming

work that was postponed for the winter. Mark Kempic, Columbia's chief operating officer, said officials hope to replace appliances at a [rate of 50 homes per week, with the goal of completing some 900 properties by late August.](#)"

MEDIA MATTERS

- **"Public Broadcasters Form New Partnership In Western Mass."** by **Patrick Skahill, NEPR:** "The two big names in public radio and public television in western Massachusetts are joining together. New England Public Radio and WGBY will soon become "New England Public Media." The partnership reunites two media companies [that have a common history. NEPR was started as WFCR in 1961 by the Boston-based WGBH.](#)"

- **"Herald puts up paywall, trims payroll more,"** by **Bruce Mohl, Commonwealth Magazine:** "THE BOSTON HERALD is putting up a paywall and continuing to reduce its payroll. Two long-time employees recently filed posts on Facebook indicating they will be laid off in June along with a number of coworkers. The Facebook posts said their jobs are being outsourced to Michigan. At least one editorial employee is also being let go. Kevin Corrado, the [publisher of the Herald, and Joe Sciacca, its editor, did not respond to emails seeking information.](#)"

- **"We're expanding our R.I. coverage. Tell us what you want to see,"** **Boston Globe.** [Link.](#)

TRANSITIONS - **Lydia D. Conley** was named president and CEO of The Association for Behavioral Healthcare.

HAPPY BIRTHDAY - to **Romneycare** and former Marty Walsh staffer **Dan Manning.**

DID THE HOME TEAM WIN? **Yes and no!** The **Red Sox** beat the Blue Jays 7-6. The Maple Leafs beat the **Bruins** 4-1.

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BY STEPHANIE MURRAY

GOOD MORNING, MASSACHUSETTS. Go Red Sox and Happy Halloween!

FIRST IN PLAYBOOK: ELEVENTH-HOUR ADS: A new super PAC is dropping \$5,000 on digital ads and phone outreach to press Senate Minority Whip Patrick O'Connor on his gun record in the final days of the midterm election.

O'Connor is calling the last-minute move a "distortion" of his stance on guns, while the group says his views are at odds with the people he represents. It's not a lot of money, but it could make a key difference in the race where O'Connor is only leading by 4 points, according to a poll done last week.

"This is an unfortunate part of what politics is all about now. You have super PACs that can collect contributions, almost in unlimited fashion, from individuals who come in very late in the political process," O'Connor told me on Tuesday afternoon. "We've been running an incredibly positive campaign for the last eight months."

The Weymouth lawmaker was elected in a May 2016 special election, and won again in November 2016. He represents Duxbury, Hingham, Hull, Marshfield, Norwell, Scituate, Cohasset and Weymouth.

The [new](#) Priorities for Progress PAC is run by Roger Craver, who had a role in launching Common Cause; Liam Kerr, a co-founder of No Boston Olympics; Massachusetts Parents United founder Keri Rodrigues; and former president of the UMass College Democrats Reily Connaughton. The Facebook and Google ads begin tonight and last through election day, according to Kerr, and will likely provide a boost to Democratic challenger Katie McBrine.

The group is blasting O'Connor's co-sponsorship of a stateSen. Bruce Tarr bill

that would have barred the attorney general from putting forward regulations to limit the manufacture or sale of firearms. The bill was filed in response to Attorney General Maura Healey's ban on "copycat" assault weapons in 2016.

"It's not necessarily a bill in opposition to what Attorney General Healey did. What we wanted to get out there is the fact we don't think anyone unilaterally should have power over altering Massachusetts gun laws," O'Connor said, adding that he voted for the so-called "red flag" bill earlier this year and that he supports the bump-stock ban, though he voted against it because it was part of a larger appropriations bill.

But according to a poll obtained by POLITICO, more than half of voters say hearing about O'Connor's support of the anti-regulatory bill make them less likely to vote for him. Public Policy Polling, a Democratic-oriented automated polling firm, surveyed 670 registered voters in O'Connor's district from Oct. 24 to Oct. 25.

"O'Connor could be in real trouble if voters hear more about his record on guns — 55% of them say it makes them less likely to vote for him after they hear about his support for a bill making it harder to regulate assault weapons in Massachusetts," Jim Williams, a polling analyst with Public Policy Polling, said in a statement to POLITICO.

O'Connor is ahead of McBride by 4 points (43-39), according to the poll. Independent candidate Stephen Gill, formerly a Republican, is polling at 5 percent. He's likely pulling voters away from the incumbent, which is where Priorities for Progressives seems to see an opportunity.

The super PAC is also critical of a 2015 [comment](#) about the transgender accommodations bill and issues around government assistance and donations from LStar. O'Connor says he's voting yes on Question 3.

"Every election you can't take for granted," O'Connor said. "We're working really hard."

'TRUMPIAN' IN THE 3rd DISTRICT — Republican candidates face one central question this election cycle: Are you with Trump or against him? Sen. Elizabeth Warren again painted GOP Senate candidate Geoff Diehl as a rubber stamp for

the president in their final debate last night, and candidate for governor Jay Gonzalez will likely try to tie Gov. Charlie Baker to Trump's agenda by way of Diehl in their last debate on Thursday.

But in the 3rd District, Republican Rick Green had enough of the Trump-focused questions at a debate on Monday night, saying he's more interested on local issues and not the "circus" mindset of Washington, D.C. His [reaction](#) to a question about recent politically-linked violence was certainly reminiscent of the commander-in-chief.

Instead of answering the question, posed by longtime Boston Globe State House Bureau Chief Frank Phillips, Green turned around and asked Phillips whom his employer had endorsed. Debate moderator and The Lowell Sun editor Chris Scott stepped in, and Green turned to the crowd gathered at UMass Lowell.

"His employer the Boston Globe has endorsed my opponent," Green said. "It's only in the interest of transparency, which I thought we all stood for up here." Green went back and forth with Scott over Phillips' spot on the debate panel.

"Why are you debating me? Why have you become more important than the candidates up here?" Green asked. As the two went toe-to-toe, the time limit bell rang.

"Answer the question," Scott said.

"My time is up," Green said. Scott gave him an extra minute.

Phillips, a veteran of both Boston and Lowell city politics, said he's been denounced many times in his 50 years of journalism, but he'd never been a central issue in a debate before. He thought it was funny, and showed a lack of understanding on Green's part because the newsroom and the editorial page at the Globe are separate entities.

The Globe's opinion side got in on the flare-up, too. Columnist Scott Lehigh went on the offensive, [chirping](#) Green's "duck and dodge" debate performance.

"He wanted to play a Trumpian role there, I guess that's what he was doing. He

succeeded. He was very Trumpian," Phillips told me. "I was amused by it. I actually had a laugh about it with Rick afterwards ... No offense taken at all."

Have a tip, story, suggestion, birthday, anniversary, new job, or any other nugget for the Playbook? Get in touch: smurray@politico.com.

TODAY — Gov. Charlie Baker, Lt. Gov. Karyn Polito and Boston Mayor Marty Walsh join the Boston Red Sox for the start of the World Series parade at Fenway Park. Democrat for governor Jay Gonzalez greets trick-or-treaters in Boston. Boston City Council meets. Senate GOP hopeful Geoff Diehl holds pressers in Hopkinton, Attleboro and New Bedford, and shakes hands at several Market Basket stores.

Treasurer Deborah Goldberg chairs a meeting of the Massachusetts School Building Authority. The Governor's Council meets. EdVestors holds its 13th annual School on the Move Prize ceremony with Boston Chief of Education Rahn Dorsey and Boston Public Schools Interim Superintendent Laura Perille. Candidate for Congress Ayanna Pressley attends a Halloween parade in Charlestown.

DATELINE BEACON HILL

- **"Mass. Police Association suspends Lt. Rick Pedrini's duties following comments about 'meeting violence with violence,'" by Noah R. Bombard, MassLive.com:** "The Massachusetts Police Association Tuesday evening announced it was suspending the duties of Lt. Rick Pedrini after backlash over comments Pedrini had made in columns written for the organization's newsletter, The Sentinel. ... Pedrini, an Arlington police lieutenant who was slated to become the MPA's executive director, penned three columns railing against criminal justice reform, progressive policing practices, [migrants seeking asylum and Colin Kaepernick](#)."

- **"REGISTRY SOUGHT TO GUARD AGAINST ABUSE BY CAREGIVERS," by Colin A. Young, State House News Service:** "Family members of people with disabilities who have been abused by caregivers recounted the trauma of their families' experiences Tuesday and called on the House to follow the Senate's lead in approving a bill to create a registry of individuals found to have abused people who [they were supposed to be caring for](#)."

- **"STATE STEERS \$10 MIL TO NEW PROGRAM TARGETING HIGH-CRIME AREAS,"** by Katie Lannan, **State House News Service:** "Grants aimed at preventing gun violence and targeted at youth and young adults in areas with the state's highest crime rates will be awarded to community organizations through a pilot program created in a law [Gov. Charlie Baker signed last week.](#)"

- **"Environmentalists sharply critical of Baker policies,"** by David Abel, **Boston Globe:** "A popular Republican in a blue state, Baker has adeptly bridged the partisan divide on many issues, drawing support from traditionally Democratic constituencies. But most environmental groups have remained sharply critical of his policies, saying the governor hasn't taken sufficient action to address global warming. Baker's record on environmental issues may be his most vulnerable flank in his bid for a second term, one that has left him exposed to repeated criticism from [advocacy groups and his opponent, Jay Gonzalez.](#)"

ON THE STUMP

- **"Democrats spending big bucks on state House race,"** by Christian M. Wade, **The Eagle-Tribune:** "More than \$250,000 has poured into the race for a state House seat from Andover and North Andover, making it one of the most expensive legislative contests in Massachusetts this year. A sizable chunk of the money has gone to Democrat Tram Nguyen, an Andover attorney challenging incumbent Rep. Jim Lyons, R-Andover, who has represented the 18th Essex District for years. Nguyen raised more than \$163,000 as of Oct. 15, according to the latest disclosures filed with the state Office of Campaign and Political Finance, while Lyons has [raised about \\$90,000.](#)"

- **"Warren, Diehl clash over guns, immigration in final debate,"** by Matt Stout and Joshua Miller, **Boston Globe:** "Senator Elizabeth Warren and Republican challenger Geoff Diehl clashed Tuesday in their final televised debate before Election Day, bitterly tangling over immigration, gun control, and — as expected — President Trump. The two used the showdown at WCVB-TV studios to underline familiar attacks and open new, sharper-edged criticisms as the [calendar barrels toward the Nov. 6 election.](#)"

- **"In Blue Massachusetts, Some Striking Redward Shifts,"** by Adam Reilly,

WGBH News: "Monroe may not be empty, but it's close. There's no school, no police department, and no business district. Paraphernalia from the mill's heyday is on display inside the town hall: there are envelopes, notebooks, a fading picture of the company baseball team. But the surrounding streets are so quiet that the chickens one resident keeps stroll around with impunity. When it comes to politics, though, the town stands out. Between 2008 and 2016, it shifted more from voting Democratic to voting Republican than [any other community in Massachusetts](#)."

- **"This election could see a millennial wave," by Mark Horan, Commonwealth Magazine:** "THE POLITICAL SPIN CYCLE moves at exponential speeds these days. Where once Republicans were unenthusiastic, now they are supposedly ready to charge to the polls. And millennials, chronically disinterested in the mid-terms, are suddenly alive. ... For some, millennial intensity is a surprise. But for those of us in Massachusetts, late young-voter [enthusiasm should be no shock](#)."

WARREN REPORT

- **"Vulnerable Democratic senators jab Elizabeth Warren on campaign trail," by Liz Goodwin, Boston Globe:** "Two Democratic senators in tough reelection races distanced themselves from Senator Elizabeth Warren on the campaign trail on Monday, a preview of the challenges the liberal firebrand is likely to face uniting her party in 2020 should she decide to run for president. The comments from the two red-state lawmakers ahead of Election Day also illustrate how the Massachusetts senator has become something of a political pinata for moderate Democrats trying to show their independence from the [liberal resistance wing of the party](#)."

- **"US Senate race: Elizabeth Warren won't say if she'll serve full term if re-elected," by Shannon Young, Springfield Republican:** "U.S. Sen. Elizabeth Warren, D-Massachusetts, continued to fuel speculation that she will seek a 2020 White House bid Tuesday, reiterating her intention to 'look at' a presidential run after the 2018 election. Warren, in her third and final debate against Republican challenger Geoff Diehl at WCVB in Needham, would not say whether she plans to serve her full six-year term if sent [back to the Senate this fall](#)."

AD WATCH

- **"Now on your Facebook feed: Halloween, and also the candidates for governor," by Joshua Miller, Boston Globe:** "They don't get the same attention as television ads, but messages via social media are being used to target people by the candidates for governor, incumbent Charlie Baker and challenger Jay Gonzalez. While the specifics of much digital advertising remains opaque, Facebook has a new disclosure tool this election cycle that offers a clear window into candidates' advertising strategies and [spending on Facebook and Instagram](#)."
- **"Jay Gonzalez Releases Second Television Ad of General Election, 'We Deserve Better,' from the Gonzalez campaign:** "Democrat for Governor Jay Gonzalez today released his second television ad of the campaign, entitled 'We Deserve Better.' The thirty-second spot focuses on the national context of the election and the need for stronger leadership pushing back against [Donald Trump and his divisive agenda](#)."
- **"Baker-Polito Campaign Releases New Web Video, 'Bridgewater State Hospital,' from the Baker campaign:** The Baker-Polito campaign today released a new web video titled 'Bridgewater State Hospital,' which recaps the Administration's efforts to reform Bridgewater State Hospital, where stories of mistreatment of mentally ill patients had [gone un-addressed for decades](#)."

FROM THE HUB

- **"The long and deadly career of James J. 'Whitey' Bulger," by Kevin Cullen and Shelley Murphy, Boston Globe:** "James 'Whitey' Bulger's life played out like any number of the violent Hollywood movies it spawned, reflecting a Boston that is no more, when bookmakers and gangsters peopled the taverns of the city's working-class neighborhoods; when the locals wouldn't dream of turning in the neighborhood hoodlum; when gangland murders were commonplace; and when the FBI was so hellbent on taking out the Mafia that it helped gangsters like Mr. Bulger kill rivals and [rise to the top of the Boston underworld](#)."
- **"Freddy Geas, eyed in 'Whitey' Bulger's killing, 'hated rats,'" by Kevin Cullen, Boston Globe:** "When private investigator Ted McDonough heard that

Freddy Geas was suspected by authorities of taking part in the murder of James 'Whitey' Bulger, he knew immediately why Geas might have done it. 'Freddy hated rats,' said McDonough, using the slang for criminal informants. McDonough had become friendly with Geas while [working for him as an investigator](#)."

- "In Southie, plenty of opinions on Bulger's death — but no names, please," by Mark Arsenault and Katie Camero: "Around the neighborhood on Tuesday, people were stunned by the former crime lord's apparent murder in a West Virginia prison. Bars and barbershops were buzzing with the news, though few were willing to share their thoughts publicly. Even with his death, people were hesitant to discuss the mobster who loomed over their neighborhood for so long, [killing other gangsters as well the innocent](#)."

DAY IN COURT

- "As trial loomed, Harvard changed guidance for admissions officers," by Deirdre Fernandes, **Boston Globe**: "Harvard University quietly changed significant portions of its training manual for admissions officers this year, addressing some of the key issues at the heart of an ongoing federal trial over whether the school discriminates against Asian-American applicants. Harvard's updated guidelines for seemingly the first time explicitly tell admissions officials evaluating the crop of students for the class of 2023 in what instances they should consider an applicant's race. And they provide far more detailed information on how to measure personal qualities such as [courage, leadership, and resiliency](#)."

ABOVE THE FOLD

— [Herald](#): "DEPARTED," — [Globe](#): "Harvard changed race guidance before trial," "A GANGSTER'S END."

THE LOCAL ANGLE

- "\$20M project aims to save Worcester's vacant Lincoln Square Boys Club, turn it into an alternative school for students with autism," by Aviva Luttrell, **MassLive.com**: "If all goes according to plan, Worcester's former Lincoln Square Boys Club, which has sat vacant and deteriorating since 2007,

will find new life as a school alternative for students with high-functioning autism. WinnDevelopment Company Limited Partnership has conditionally agreed to buy the property for \$300,000 and convert it into the new home of Summit Academy, a therapeutic school alternative for students with high functioning autism and related diagnoses that has been [located in Worcester for a decade.](#)"

HAPPY BIRTHDAY - to Boston Globe columnist **Yvonne Abraham** and POLITICO's own **Michael Kruse**.

DID THE HOME TEAM WIN? Yes and yes! The **Celtics** beat the Pistons 108-105. The **Bruins** beat the Hurricanes 3-2.

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BY **STEPHANIE MURRAY**

Presented by NARAL Pro-Choice Massachusetts

GOOD MORNING, MASSACHUSETTS.

SHOW ME THE MONEY — Sen. Ed Markey packed close to a million dollars into his war chest this quarter, with contributions from A-list donors like Barbra Streisand and Pierce Brosnan, according to first-quarter FEC reports. With \$3.5 million in the bank, Markey's got the most cash on hand of any Senate Democrat up for reelection in 2020, according to his office. And that could come in handy if he faces a primary challenger. Attorney Shannon Liss-Riordan is already [considering running](#) against him.

Rep. Stephen Lynch reports \$1.4 million in his campaign account this quarter, which spanned from Jan. 1 to the end of March. He faces a challenge from Democrat Brianna Wu, who raised \$23,000 this quarter and has close to \$52,000 in cash on hand. Wu ran against Lynch in the primary last cycle, too.

Seth Moulton ended the quarter with \$722,800 in cash on hand, after he raised nearly \$207,000 and spent \$290,000. Moulton is considering running for president, and his campaign finance report shows substantial spending on consultants. Overall, Moulton spent around \$67,000 on consultants, including \$8,000 to the Conrad Group and \$15,000 to Schimanski for financial consulting. He also spent \$25,000 on professional development consultant Alexandria Hilton Advisory.

Regarding the state's first-year lawmakers, Rep. Ayanna Pressley raised \$188,000 this quarter, and ended with \$127,335 in cash on hand. Pressley's donors included former Sen. Mo Cowan and former Gov. Deval Patrick. Fellow first-year lawmaker Rep. Lori Trahan raised \$394,000 and ended the quarter

with \$364,000 in cash on hand.

And on the presidential front, Boston-area zip codes donated more than \$135,000 to Pete Buttigieg, the 37-year-old mayor who has caught fire in the presidential race. And New York Sen. Kirsten Gillibrand raked in more than \$18,000 from donors who listed Cambridge zip code 02138.

Bay State donors to California Sen. Kamala Harris include former state Attorney General Martha Coakley, now a member of the government affairs team at Juul. Democratic fundraiser Sean Curran, who worked with former Gov. Deval Patrick, and Stacy Cowan, wife of the former Massachusetts senator, also donated to Harris.

DON'T RULE HIM OUT — Keep John Kerry on the corner of your radar screen. The former senator and secretary of state didn't exactly rule out a run for the White House on Tuesday.

Kerry and Joe Biden, the former vice president and likely 2020 candidate, attended the funeral of former South Carolina Sen. Ernest F. Hollings yesterday, where Biden delivered a eulogy.

"Mr. Kerry acknowledged that he had given some consideration to making a 2020 presidential bid of his own, but he said: 'I want to see what Joe is going to do,'" [according to the New York Times](#). It was Biden's first visit to an early voting state this year, the paper noted.

In the fall, Kerry said he hadn't taken anything off the table in regards to a 2020 run, then weeks later emphasized that he was not actively pursuing the presidency. But this comment in South Carolina yesterday wasn't a hard no, either.

Kerry's ramped up his profile a bit in the last few weeks. His performance in a congressional hearing on climate change [grabbed headlines](#), and Kerry spoke publicly for the first time about meeting with Vietnamese government officials to [discuss a plan](#) to ditch coal in favor of renewable energy.

Have a tip, story, suggestion, birthday, anniversary, new job, or any other nugget for the Playbook? Get in touch: smurray@politico.com.

TODAY — American Ancestors hosts the opening ceremony for the **Mayflower 400th Anniversary**. Former Gov. **Bill Weld** campaigns in Londonderry and Windham, N.H. **Rep. Ayanna Pressley** attends a tax day rally in Dorchester. **Sen. Elizabeth Warren** campaigns in Utah.

A message from NARAL Pro-Choice Massachusetts:

Abortion is key to equality. All people deserve care without shame, stigma, or unjust barriers. The ROE Act affirms the fundamental belief that living a safe and healthy life is a basic right. Abortion opponents are misrepresenting efforts to protect abortion access, using inflammatory, insulating language to score political points. [Learn more](#)

DATELINE BEACON HILL

- **"CALLS MOUNT FOR DRUG MAKERS TO PAY FOR ADDICTION CRISIS,"** by Katie Lannan, **State House News Service**: "As state lawmakers prepare to debate a state budget that again calls for spending tens of millions of dollars to address addiction and substance use, one representative is offering up a plan that would have drug companies pick up the tab. Rep. James O'Day, a West Boylston Democrat, last week urged the Health Care Financing Committee to advance his bill (H 3654) to impose a new assessment on makers of opioids and benzodiazepines dispensed in Massachusetts. The proceeds would be [dedicated to substance use disorder education, prevention, intervention, recovery and treatment.](#)"

- **"State Releases More Heating Aid; Advocates Want Full Amount,"** **Associated Press**: "Gov. Charlie Baker's administration is increasing the amount of funding available to help low-income residents pay their heating bills. The announcement comes after several lawmakers and advocates for the poor objected to the administration's initial decision to release only \$11 million of the \$30 million in heating assistance authorized by the Legislature last month. The Department of Housing and Community Development said in a Tuesday email that it had agreed to release [\\$19 million, with the remaining \\$11](#)

million to be saved for use during next year's heating season."

- **"Supporters decry move to ban youth tackle football," by Mary Markos, Boston Herald:** "Youth football parents, coaches and kids are sending a message to Beacon Hill lawmakers: "Our children, our choice." Legislators are considering a bill that would ban youth tackle football until the eighth grade, and they're sounding the alarm on government overreach. "I'm really concerned about Massachusetts taking away the rights of parents to make a decision on behalf of our children," Littleton mother Jackie Sagl told the Herald. Former NFL pros, coaches, parents and players gathered in front of the State House on Tuesday for a "Save Youth Football Rally," in [opposition of bill H.2007, titled an act for No Organized Head Impacts to Schoolchildren.](#)"

- **"'I have been doing my taxes every year,' Lynn immigrant in US on TPS says as he lobbies for path to citizenship," by Steph Solis, MassLive.com:** "As the tax deadline rolls around in Massachusetts, immigrants with temporary protections lobbying for a path to citizenship argued that their deportation could cost the country billions in the long term. "We are not asking for charity. Temporary Protected Status families have already contributed to this country," [said Jose Palma, coordinator for the National TPS Committee and a TPS recipient from El Salvador.](#)"

- **"DPU gives \$168m offshore wind bonus to utilities," by Bruce Mohl, Commonwealth Magazine:** "THE MASSACHUSETTS DEPARTMENT OF PUBLIC UTILITIES approved multibillion dollar offshore wind contracts with Vineyard Wind on Friday and, over the objections of Attorney General Maura Healey, authorized the state's three utilities to collect an additional \$168 million from ratepayers just for carrying the contracts on their books. The contract approvals had been expected, both for environmental and economic reasons. But Healey and other groups fought hard against the bid by Eversource Energy, National Grid, [and Unitil to collect 2.75 percent of the total contract value as compensation for overseeing the contracts.](#)"

FROM THE HUB

- **"'There's no way for us to learn how to live': Foster children who age out of care suffer later in life," by Shira Schoenberg, Springfield Republican:** "Children who age out of foster care without family have increased rates of

incarceration, unwanted pregnancy and homelessness. According to the National Foster Youth Institute, 23,000 young people age out of foster care alone each year in the U.S. "They're the next generation of poor and homeless Americans," said Judy Cockerton, founder and executive director of Treehouse Foundation in Easthampton, an intergenerational community where families [adopting children from the state's Department of Children and Families live alongside older adults.](#)"

- **"Uber and Lyft may be forced from the curb at Logan Airport. But not taxis," by Adam Vaccaro, Boston Globe:** "The Massachusetts Port Authority's proposal to ban Uber and Lyft from the front of terminals at Logan International Airport is aimed at cutting down on congestion both at the airport and the busy roads around it — a worthwhile reason to mildly inconvenience passengers, officials say. The same rules, however, would not apply to the taxi industry, whose beleaguered drivers [see it as an opportunity to regain some of the business they lost to their upstart competitors.](#)"

- **"As strike goes on, impact on Stop & Shop is increasing," by Katie Johnston, Boston Globe:** "The Stop & Shop on Newport Avenue in Quincy was eerily quiet Tuesday morning, the hum of refrigeration and chattering of product ads over the intercom among the only signs of life in the largely empty store. The deli and meat departments were dark, their counters mostly bare, and the produce display for bananas was barren. At the Roslindale store, bakery cases and the hot food bar were empty, kale and mustard greens were nowhere to be found, and the only open lanes were the self-checkout ones. The Hyde Park store was locked, as it has been since the strike began Thursday, [according to picketing workers, while one of two Stop & Shops on Nantucket is also closed.](#)"

- **"City Council President Andrea Campbell On Housing: 'We Have An Affordability Problem,'" by Tori Bedford, WGBH News:** "Boston City Council President Andrea Campbell said the "increasingly hard" challenge of finding affordable housing in the city needs to be addressed. "We have an affordability problem, or crisis, from some perspectives in the city of Boston," Campbell said on Boston Public Radio Tuesday. "The question is, if you are a young person, a veteran, a senior or a family and you're working two or three jobs, can you afford to live in the city of Boston?" A home rule petition offered last week by City Councilor Althea Garrison would place a 7 percent cap on annual rent

increases. Campbell said the proposal brings up a [needed conversation with "varied perspectives" about the implementation of rent control in Boston.](#)"

- **"Boston to name 3 finalists for school superintendent," by James Vaznis, Boston Globe:** "Boston school officials are expected on Wednesday to announce three finalists for the superintendent's job, a diverse group that includes a former Minnesota education commissioner, a high-ranking Miami-Dade County school district leader, and a principal at a local Catholic high school who once served as Randolph schools superintendent. The finalists are Brenda Cassellius, the former state education commissioner in Minnesota; Marie Izquierdo, chief academic officer for the Miami-Dade County Public Schools in Florida; and Oscar Santos, head of school at the Cathedral High School in the South End and a former [Randolph superintendent who worked in the Boston school system for 14 years and is a graduate of Boston Latin School.](#)"

ON THE STUMP

- **LIKE A FISHERCAT: "Bill Weld says his primary challenge to Trump will be 'ferocious,'" by James Pindell, Boston Globe:** "As soon as former Massachusetts governor Bill Weld walked into his first New Hampshire diner as an official Republican presidential candidate Tuesday, he spread his arms and proclaimed, "I am back." Two people clapped in a nearby booth. The rest of the diners [appeared oblivious to the tall redhead in a leather jacket adorned with a Weld 2020 button.](#)"



WARREN REPORT

- **"Warren bets big on mega-campaign," by Christopher Cadelago and Alex Thompson, POLITICO:** "As Elizabeth Warren's campaign developed its organizing strategy this winter, it spent big to bring on a whopping 161 staffers — nearly twice as many as her closest rival in the Democratic presidential primary. The early hiring spree, which cost Warren's campaign nearly \$1.2 million in salary plus more on related expenses, amounts to a big bet on what it will take to win the 2020 presidential race. The buildup had Warren spending

money almost as fast as she raised it at a time of year when presidential campaigns traditionally hoard their cash, according to new campaign finance filings. But the decision sheds new light on the priorities and strategy behind Warren's [campaign, which believes organization in the early-voting states could make the difference next year.](#)"

- **"Elizabeth Warren's policy proposals trigger fund-raising spikes," by Liz Goodwin, Jess Bidgood and Todd Wallack, Boston Globe:** "As her fund-raising slowed to a trickle in mid-January, Senator Elizabeth Warren needed attention and campaign money, and she needed both fast. She traveled to Puerto Rico and then announced the first big policy proposal of her campaign: a new tax on the ultrawealthy. The idea generated days of headlines and a spat with billionaire Howard Schultz — and coincided with a bump in larger donations to close out the month. She's repeated the move frequently since then: a splashy policy rollout that helps her grab headlines and appears to generate a small fund-raising spike, [according to a Globe analysis of the itemized contributions to Warren from January to March.](#)"

IT'S NOT EASY BEING GREEN

- **"Sen. Ed Markey: 'We are now in the era of the Green New Deal,'" by David Roberts, Vox:** "When it comes to the Green New Deal, most media attention has focused on first-term New York Rep. Alexandria Ocasio-Cortez, who's leading a leftist insurgency in the Democratic Party. But when she introduced the resolution to Congress last month — a resolution calling for a total, rapid, and equitable decarbonization [of the US economy — it was with a co-sponsor by her side: Massachusetts Sen. Ed Markey.](#)"

MARIJUANA IN MASSACHUSETTS

- **"'Huge case of bitter grapes': Marijuana community divided over proposed crackdown on pot dealers," by Naomi Martin, Boston Globe:** "Every day, the cars would cruise up the leafy Milton driveway to the \$1.9 million mansion. The drivers would retrieve plastic cases full of brown paper bags, authorities said, returning hours later with cash. The scene described in a federal agent's affidavit led to the arrest this month of the home's owner, Deana Martin, 51. She was accused of conspiring to sell 220 pounds of marijuana through her unlicensed online delivery service, Northern Herb,

which employed 25 people and allegedly paid no taxes. With sales of \$14 million, Northern Herb was one of the biggest Massachusetts marijuana operations shut down in recent memory. But even now with recreational pot legal in the state, the size of Northern Herb and its many competitors shows that the illegal [market continues to thrive — undercutting the legal trade, and filling a need for many consumers.](#)"

- *P.S. If you use medical marijuana or CBD (or if you're a health professional who has worked with it), we want to hear from you. [Tell us your story](#) and a reporter might reach out.*

2020 WATCH

- **"Democrats Who Really Like More Than One Presidential Candidate Have Found A Temporary Solution: Give Them All Money,"** by Tarini Parti and Jeremy Singer-Vine, BuzzFeed News: "About 1,600 donors have given more than \$200 to multiple Democratic presidential candidates this year, with the largest overlap existing among donors who gave to both Kamala Harris and at least one other campaign. The data, along with interviews with some of the donors, reflects an engaged Democratic base that is keeping an early and close eye on the 2020 race, and suggests that voters are not too concerned about a drawn-out primary. There was also significant overlap between donors who gave to both Beto O'Rourke and Buttigieg [and those who gave to both Elizabeth Warren and Bernie Sanders, according to the analysis.](#)"

- **"Moulton tapes 2020 launch video,"** Axios. [Link.](#)

ABOVE THE FOLD

— [Herald](#): "SAVE OUR FOOTBALL," — [Globe](#): "Strike taking big toll on stores," "The smoke clears, but damage runs deep."

FROM THE 413

- **"MGM Springfield Posts Its Second-Highest Monthly Revenue Figure,"** by Adam Frenier, NEPR: "The MGM Springfield casino had its second-best month of business in March. This comes after the casino operator acknowledged its first six months of business were slower than it had hoped."

The resort took in \$25.6 million last month, up nearly 20 percent from February. A state gaming commission report shows [MGM Springfield had its best month of slot machine play, which helped lead to the overall increase.](#)"

THE LOCAL ANGLE

- **"'Racism is real;' Worcester Public Schools students rally outside City Hall, call for superintendent's contract to not be extended,"** by Melissa Hanson, [MassLive.com](#): "Addressing what they call issues of systemic racism in the Worcester Public Schools, students from the district on Tuesday called for a series of measures and asked that the superintendent's contract not be renewed. Four youth organizations -- the Youth Civics Union, the HOPE Coalition, the Worcester Youth Movement and the Worcester Youth Cooperative -- organized the Tuesday press conference [outside City Hall on the heels of weeks of discussion about race and the public school system.](#)"

- **"State orders more sampling at proposed compressor site,"** by Jessica Trufant, [Patriot Ledger](#): "State regulators are requiring more environmental sampling at the proposed site of a 7,700-horsepower natural-gas compressor station on the banks of the Fore River after determining hazardous waste cleanup there may not be adequate. The state Department of Environmental Protection completed its own audit of the cleanup of the site and determined that the steps taken by Algonquin Gas Transmission, a subsidiary of [Spectra Energy-Enbridge](#), [did not fully comply with the state's hazardous waste cleanup regulations.](#)"

TRANSITIONS - Sharon Durkan was elected Chair of the Boston Ward 5 Democrats.

HAPPY BIRTHDAY - to Dean Lieberman, founder and principal at DKL Strategies; Tom Hunt and Uber's Susan Effler

DID THE HOME TEAM WIN? No! The Yankees beat the Red Sox 8-0.

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A message from NARAL Pro-Choice Massachusetts:

We all deserve the freedom to control our bodies, our families, and our futures. Abortion is fundamental to our equality. But even in Massachusetts, people seeking abortion care face unjust barriers every day.

The ROE Act affirms the fundamental belief that living a safe and healthy life is a basic right - as is the freedom to define our own path. Abortion opponents have been misrepresenting efforts to protect access to abortion care, using inflammatory and insulating language to score political points.

With Roe v. Wade under threat like never before, our state has a duty to lead the way in protecting access to abortion care. Together, we can ensure that all people have access to abortion care without shame, stigma, or barriers. Massachusetts must lead by passing the ROE Act! [Learn more](#)

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BY STEPHANIE MURRAY

GOOD MORNING, MASSACHUSETTS.

SHE'S GOT A PLAN FOR THAT — Though Sen. Elizabeth Warren was on stage for only 60 minutes of last night's 5-hour, mega-marathon town hall event on CNN, her name and ideas were brought up perhaps more than any other candidate. Her recent policy rollouts drove the questions at the town halls, which revealed wide areas of agreement between the 2020 hopefuls.

Just 12 hours before taking the stage yesterday, the Massachusetts Democrat proposed a sweeping student loan cancellation policy that would eliminate \$50,000 of student debt for households that earn under \$100,000. The policy rollout came ahead of the Manchester, N.H. back-to-back town hall event, which was geared toward young voters and hosted by the Harvard Institute of Politics and the New Hampshire Institute of Politics.

Time after time, town hall moderators asked fellow town hall candidates Sen. Bernie Sanders, Sen. Kamala Harris, Sen. Amy Klobuchar and South Bend, Ind. Mayor Pete Buttigieg what they thought about Warren's student debt proposal. Hosts also asked the candidates to stake out their opinions on impeaching President Donald Trump, which Warren has been calling for since the release of a redacted version of special counsel Robert Mueller's report.

"There is no political inconvenience exception to the United States Constitution," Warren said, referencing reluctance to begin impeachment proceedings among members of Congress. "They should have to take that vote and live with it for the rest of their lives."

And though Warren and fellow progressive Sanders differed on impeachment — he thinks it'll distract from Democratic issues like health care

and benefit Trump — the Vermont lawmaker admitted he and Warren have some significant overlap in their political views. "I really haven't studied it," Sanders said when asked about Warren's student loan forgiveness plan. "But I think Elizabeth and I end up agreeing on a whole lot of issues. And what she understands and what I understand is we don't punish people for the crime of getting a higher education."

By releasing substantive proposals at strategic times, Warren has put herself in the driver's seat for much of the 2020 conversation on policy, despite polling below candidates like Sanders and Vice President Joe Biden, who is expected to announce a 2020 campaign later this week. It's also become part of her campaign's brand — Warren recently launched a "Warren has a plan for that" line on her [campaign's online store](#).

Have a tip, story, suggestion, birthday, anniversary, new job, or any other nugget for the Playbook? Get in touch: smurray@politico.com.

TODAY — Gov. Charlie Baker attends the Greening the Gateway Cities 20,000th tree planting at North Quincy High School. **Lt. Gov. Karyn Polito** visits the Mountain View Apartments in Hadley. **Sen. Bernie Sanders** meets with organizers in Cambridge. **Sen. Ed Markey** holds a Green New Deal meeting with **Lynn Mayor Tom McGee**, state **Sen. Brendan Crighton**, state **Rep. Dan Cahill**, state **Rep. Pete Capano** and state **Rep. Lori Ehrlich** in Lynn. The **House** debates the fiscal 2020 budget.

Sen. Elizabeth Warren campaigns in South Carolina. **Rep. Seth Moulton** campaigns in New Hampshire. Maryland **Gov. Larry Hogan** speaks at Politics & Eggs in Manchester, N.H. The **Joint Committee on Environment, Natural Resources and Agriculture** hears testimony. **Rep. Jim McGovern** speaks at UMass Amherst. **Boston Mayor Marty Walsh** presents his fiscal 2020 to 2024 "Imagine Boston Capital Plan." **Rep. Stephen Lynch** is a guest on "Boston Public Radio" and "Greater Boston."

Jane Doe Inc. presents **Hema Sarang-Sieminski** with the National Sexual Violence Resource Center's 2019 Visionary Voice award. **Reps. Katherine Clark** and **Ayanna Pressley** discuss the Be HEARD in the Workplace Act in Boston. **Markey** holds a press conference to address robocalls. The **Senate Committee on Global Warming and Climate Change** holds an oversight

hearing. **State Sen. Marc Pacheco** holds an event titled "The Urgent Need for Climate Action" in Cambridge.

DATELINE BEACON HILL

- **"Massachusetts House to talk about raising revenue, but not as part of budget debate," by Shira Schoenberg, Springfield Republican:** "The Massachusetts House is committed to talking about new ways to raise revenue - but not in the annual state budget debate, House leaders said Monday. "It's been made clear the time for debating revenue is during the revenue debate," said Rep. Mark Cusack, D-Braintree, House chair of the Revenue Committee. Debate started Monday in the House on the fiscal 2020 state budget. Lawmakers are [expected to consider 1,370 amendments. But many of those amendments will be quietly withdrawn.](#)"

- **"Auditor: Communication problems between departments add to concerns about foster children's education," by Kay Lazar, Boston Globe:** "Foster children often bounce from school to school, suffer chronic absenteeism, experience disciplinary problems, and drop out more frequently than their peers. Yet poor communication between state child welfare administrators and local schools and conflicting regulations create significant hurdles and educational delays for abused and neglected children [as they are moved from foster home to foster home, according to a new state auditor's report.](#)"

- **"Baker comes up with South Coast Rail financing," by Bruce Mohl, Commonwealth Magazine:** "GOV. CHARLIE BAKER followed through on a first-term campaign promise on Monday by dedicating more than \$1 billion in state bond funds to the South Coast Rail project, which is now expected to be completed after his second term ends. The funding commitment followed three cost and schedule reviews of the commuter rail project and the development of a consensus cost estimate of \$1.047 billion, up from an earlier estimate of \$935 million. The review also concluded that it would take a year longer to complete rail service between [Boston and Fall River and New Bedford, moving the completion date from late 2022 to late 2023.](#)"

FROM THE HUB

- **"Progressive Boston City Council expected as race takes shape,"** by **Brooks Sutherland, Boston Herald:** "The City Council has emerged as a progressive stronghold in the city and experts predict the body will continue trending leftward in the upcoming municipal election, as more women and candidates of color seek office. "I think we've seen a sea change [in Boston politics," said former City Councilor John Nucci, currently a board member at Massport.](#)"

- **"How population numbers in Boston and Massachusetts changed over the past 8 years,"** by **Jaclyn Reiss, Boston Globe:** "Many areas in Massachusetts saw their populations increase from 2010 to 2018, with Greater Boston ranking as the 10th most populous in the nation — but three counties saw a net loss of residents, according to new Census estimates. The new data, which was released late last week, shows that the population in Suffolk County, which houses Boston, increased from 722,190 in 2010 to 807,252 in 2018. Worcester County also saw a sizeable jump, from 798,383 to 830,839, as did Essex County, from 743,081 to 790,638. And Middlesex County — the most populous in [the state — saw its population rise from 1.503 million in 2010 to 1.614 million in 2018, data show.](#)"

- **"The Next Mayor of Boston?"** by **Rachel Allen, The Atlantic:** "In the past, no member of Boston City Council, long a rubber stamp for the mayor, had ever led such a crusade against the MBTA. But Wu embodies the kind of political change that's making waves in Washington, D.C., and cities across the country. Ayanna Pressley, Alexandria Ocasio-Cortez, Ilhan Omar, and Rashida Tlaib defy the status quo in Congress. Once considered a long shot, the presidential candidate Pete Buttigieg has become a 2020 sensation, with his opposition to the Electoral College and fresh approach to Christianity and gay rights. This month, Lori Lightfoot was elected Chicago's first black female and openly gay mayor. As the Democratic Party rapidly diversifies, young, progressive women of color such as Ocasio-Cortez, Pressley, and Wu— Pressley's former council colleague in [Boston—have ignored calls to "wait your turn" and have run for office pushing bold new ideas.](#)"

- **"Sober homes spark legal battles, calls for more oversight,"** by **Lisa Kashinsky, Boston Herald:** "Sober homes are popping up in neighborhoods across the state, sometimes without any notice, triggering lawsuits and complaints despite a recent law designed to oversee the industry.In

Dorchester's Meetinghouse Hill neighborhood, no one knew another sober home was coming until the mattresses were trucked in. In Methuen, a resident opened a sober home without a word to the city last year — sparking outcry from her neighbors and an ongoing legal battle that's [prompted a federal Department of Housing and Urban Development fair housing investigation](#)."

- **"Stop & Shop agreement seen as a win for workers,"** by Katie Johnston, **Boston Globe**: "Now that Stop & Shop workers are back on the job, cleaning floors and stocking shelves as they wait for deliveries to arrive, the big questions are: Was the strike worth it, and which side came out on top? As in other recent labor disputes, the proposed contract would reduce benefits for future hires — part-time workers in this case — according to the [United Food & Commercial Workers, the union that represents the 31,000 workers who were out on strike for 11 days](#)."

DAY IN COURT

- **"Customers videotaped at spa in Robert Kraft case sue authorities,"** by Terry Spencer, **Associated Press**: "Nearly three dozen men and women have filed a federal class-action lawsuit accusing Florida authorities of unlawfully videotaping them as they received legal massages at a parlor where New England Patriots owner Robert Kraft and others allegedly paid for sex. The lawsuit by 31 John and Jane Does alleges that Palm Beach County State Attorney Dave Aronberg, the Jupiter Police Department and the case's lead detective violated their rights to privacy [when they were videotaped in January receiving massages at the Orchids of Asia Day Spa](#)."

- **"Stop & Shop employee says union members subjected him to homophobic slurs, threats and harassment,"** by Steph Solis, **MassLive.com**: "A Stop & Shop employee in western Massachusetts says he was subjected to homophobic slurs, threats and harassment from union members when he crossed the picket line, according to a federal complaint. The employee filed federal unfair labor practice charges last week against United Food and Commercial Workers Local 1459 in Springfield. Among other charges, the employee claims that he was led to believe he would be fired [from the Northampton store if he resigned from the union and went to work during the strike](#)."

WARREN REPORT

- **"Warren's student loan plan targets 42M borrowers," by Michael Stratford, POLITICO:** "Sen. Elizabeth Warren's opening shot on a higher education plan raises the bar for 2020 candidates, moving far beyond free college and calling for sweeping loan forgiveness for millions of Americans likely to vote in the Democratic primaries. Warren's proposal to cancel a large swath of the \$1.5 trillion in outstanding student debt catapults an idea percolating on the edges of progressive politics since at least the Occupy Wall Street movement squarely into the mainstream of a Democratic presidential primary. The \$640 billion student debt [cancellation plan is the most ambitious higher education proposal yet from a 2020 presidential candidate](#)."

TRUMPACHUSETTS

- **"Jeff Sessions to speak on Trump, Republican Party at Amherst College," by Dusty Christensen, Daily Hampshire Gazette:** "Jeff Sessions, the former U.S. attorney general and senator from Alabama, will speak on Wednesday at Amherst College. The event is being sponsored by the Amherst College Republicans and the conservative youth organization Young Americas Foundation. The talk is scheduled for [8 p.m. at Johnson Chapel and is open only to Amherst College students, staff and faculty](#)."

EYE ON 2020

- **"Town hall marathon exposes not 'terribly many differences' in 2020 primary," by David Siders and Stephanie Murray, POLITICO:** "Building up to its five-hour, back-to-back installment of presidential town halls on Monday night, CNN promised a new opportunity to compare Democratic primary contenders to one another. Wolf Blitzer deemed it a "major moment" in the evolving 2020 campaign. And when it was all over, what had the event delivered? A reminder, more than anything, of just how premature the Democratic primary campaign remains. Despite their proximity and the promise of cable television's [reach, the five Democrats who filed onto a stage in New Hampshire largely sparred without partners](#)."

- **RELATED:** "From impeachment to getting 'Hillary'd': 2020 Democrats face off in town halls," by Stephanie Murray, POLITICO. [Link](#).

- **"As Supreme Court Takes Up Census Citizenship Question, Mass. Officials Warn Of High Stakes,"** by Kimberly Atkins, WBUR: "The legal battle over adding a citizenship question to the 2020 U.S. census, which lands before the U.S. Supreme Court Tuesday, could have a major impact on all Massachusetts citizens, state officials said. Attorney General Maura Healey, one of 18 state attorneys general challenging the Trump administration's [decision to add the question, said it would diminish the voting power of all Massachusetts residents.](#)"

- **"Lynch: Biden Has Best Chance Of Defeating Trump,"** by Colin A. Young, State House News Service: "On the same day that one of his Massachusetts colleagues threw his hat into the 2020 presidential campaign ring, U.S. Rep. Stephen Lynch tossed his support behind former Vice President Joe Biden, who has yet to make his candidacy official. Lynch is the first member of the state's congressional delegation to endorse a presidential candidate other than the state's senior senator, Elizabeth Warren. On Boston Herald Radio, the South Boston Democrat [said he will be with Biden if or when the former vice president officially announces he is running.](#)"

MOULTON MATTERS

- **"Moulton dings Dems right out the gate for single-payer health care push,"** by Caitlin Oprysko, POLITICO: "Newly declared presidential candidate Seth Moulton criticized his Democratic competitors Monday for pushing the idea of single-payer health care, citing what he called an imperfect experience at the Department of Veterans Affairs. "I think I'm the only candidate who actually gets single-payer health care," the Massachusetts congressman said in an interview on ABC's "Good Morning America." He qualified his statement by adding that, like his 18 opponents in the 2020 primary, "I think health care is a right. I think every American should have access to good affordable health care." But the Iraq War veteran said his experience with single-payer health care made [him hesitant to back any plan that would boot Americans off of their private insurance plans.](#)"

- **"Newest Presidential Candidate Seth Moulton Says White People Need to 'Look Ourselves in the Mirror' When Dealing With Racism,"** by Terrell Jermaine Starr, The Root: "In an exclusive interview with The Root, U.S.

Congressman Seth Moulton (D-MA) said that he supports a Marshall Plan for Puerto Rico and the Virgin Islands and that white people need to "look themselves in the mirror" when confronting the impact that racism has on American society. "I think a lot of people in white America think, 'Oh, black America wants handouts.' No, that's not what I'm hearing. They want opportunities," Moulton said. "They want the same opportunities a white kid like myself had growing up in a middle-class town in Massachusetts. That shouldn't be too much to ask for every American citizen, no matter the color of your skin." Moulton said that community policing has failed, [saying that police officers here wear more body armor than he did when he was a marine in Iraq.](#)"

ALL ABOARD

- **"Who cares if your MBTA train's on time if you reach your destination late?" by Adam Vaccaro, Boston Globe:** "Subway riders, what matters more: whether your train picks you up on time, or whether you arrive at your destination on time? Most people would probably pick the latter. For years, though, the Massachusetts Bay Transportation Authority has leaned on the former to gauge its on-time performance. But measuring whether the next train arrives on time has many shortcomings, so the T [is exploring new ways to more accurately reflect whether riders get to their destinations on time.](#)"

ABOVE THE FOLD

— [Herald](#): "Shoot to win," "SOBERING STATE," — [Globe](#): "Union deflected most of grocer's demands," "Overhaul foster care reviews, say advocates," "RECOGNIZED, THE WORLD OVER."

NO PLACE LIKE THE CITY OF HOMES

- **"Banned in Boston...& Now Springfield?" by Matt Szafranski, Western Mass Politics & Insight:** "After weeks and months of fits and starts, the City Council passed its ban on the free distribution of plastic bags. However, passage came at the expense of the fee on non-plastic bags provided at retail, intended to discourage consumer use of single-use bags regardless of material. But the [apparent conclusion also entailed an admonition for the gratuitous complexity of the debate.](#)"

- "Moulton's run may put North Shore on the map," by Ethan Forman, **Salem News**: "Congressman Seth Moulton's White House bid could put the North Shore in the limelight. Moulton, 40, launched his presidential campaign Monday, joining a large field of Democrats. The announcement also makes him the third Massachusetts politician running for president in the 2020 primaries, following U.S. Sen. Elizabeth Warren, a Democrat, and former [Gov. Bill Weld, a Republican who is challenging President Donald Trump for the Republican nomination](#)."

REMEMBERING RICHARD TODD: from the Daily Hampshire Gazette: "It was Todd's ability to be at once astute and reassuring that made him not only a celebrated writer — penning the 2008 book "The Thing Itself: On the Search for Authenticity" and articles for publications such as the New York Times and the Atlantic Monthly — but also a beloved editor who guided the careers of writers including Kidder and Adrian Nicole LeBlanc." [Link](#).

HAPPY BIRTHDAY - to 90 West founder and CEO **Alex Goldstein**; Terrence **Clark**, Nevada communications director at Warren for President; state **Rep. Brian Ashe**, former GOP candidate for Senate **Geoff Diehl** and former Massport director of Maritime Security and Police Chief **Joe Lawless**.

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Apr 24, 2019

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BY **STEPHANIE MURRAY**

Presented by the Institute of Politics at Harvard Kennedy School

GOOD MORNING, MASSACHUSETTS.

NEW: COMMISERATE ON YOUR COMMUTE — Half of registered voters in Massachusetts with commutes over 45 minutes have recently considered changing jobs to get a better commute, and 30 percent have considered leaving the area altogether, according to a new MassINC transportation poll released today.

Two-thirds of voters agree "action is urgently needed" to improve the state's transportation system, and 80 percent support raising new money to invest in that system, according to the poll of 1,200 voters March 15 to March 25.

SANDERS' CAMBRIDGE SWING — Sen. Bernie Sanders brought his 2020 campaign to Cambridge yesterday, telling supporters that he's confident he can win in Massachusetts. But two other Bay State Democrats are aiming to use their home field advantage to win on Super Tuesday — and one lives right down the street from where Sanders held his event.

Sen. Elizabeth Warren and Sanders found a lot of common ground during a televised town hall event earlier this week. But Sanders sought to put a little daylight between them yesterday. Asked how he'd address climate change if elected president, Sanders distanced himself from the Ivy Leaguers in the race.

"Not being a Harvard intellectual , I don't use this word too often. We are dealing with an existential crisis," Sanders told a group packed into Harvard Square's Club Passim yesterday afternoon. Warren was a Harvard professor and lives in Cambridge, and newly 2020 candidate Rep. Seth Moulton has

three Harvard degrees.

Sanders moved to lock up some support among state lawmakers on his Boston swing. Sanders and progressive state Sen. Jamie Eldridge ate lunch at Carrie Nation yesterday with a group of Beacon Hill lawmakers who endorsed the Vermont senator in 2016.

"While I have not yet decided who I will endorse for president, the hour-long conversation we had with Senator Sanders reminded me not only about why I endorsed him in 2016, but also how the 'fringe' issues that he championed in 2016 (\$15 minimum wage, #MedicareForAll, free college) are now positions that most Democratic candidates for national office are taking," Eldridge wrote in a Facebook post.

On top of that, Sanders threw some of his weight behind rent control, a hot issue among Beacon Hill and Boston elected officials. "We have to give communities around the country a lot of tools to deal with gentrification and deal with skyrocketing rents," Sanders said. "Which means making sure communities, if they choose to do that, can pass rent control legislation." Massachusetts voters ditched rent control in 1994, but the policy proposal has been making a comeback.

BAKER AND HOGAN TALK 2020 — Speaking of lunch, the 2020 election came up when Maryland Gov. Larry Hogan and Gov. Charlie Baker met for lunch on Monday, ahead of Hogan's speech at Politics & Eggs in Manchester, N.H. Hogan, who is weighing a challenge to Trump in the 2020 Republican primary, said he's unafraid to stand up to the president but is in no rush to jump into the race.

"We just had lunch. He gave me good advice. We're good friends," Hogan told reporters after the speech. "I don't want to discuss an exact private conversation with him." But asked whether they talked about the 2020 presidential race, Hogan said "a little bit."

Like Baker, Hogan has been critical of some Trump administration policies and did not vote for Trump in 2016. Both governors, who face considerable Democratic legislative majorities, have kept the national party at arms' length, calling instead for bipartisanship and a no-drama approach to governing.

Have a tip, story, suggestion, birthday, anniversary, new job, or any other nugget for the Playbook? Get in touch: smurray@politico.com.

TODAY — Gov. Charlie Baker attends the Springfield Regional Chamber of Commerce Beacon Hill Summit and the launch of the MassDigitalHealth Sandbox Program. **Lt. Gov. Karyn Polito, Senate President Karen Spilka, Speaker Pro Tempore Patricia Haddad** and **state Rep. Natalie Higgins** to participate in Denim Day recognizing Sexual Assault Awareness Month. **Rep. Ayanna Pressley** visits AbilityOne in Cambridge. **Rep. Lori Trahan** speaks at the New England Council's higher education policy conference.

Polito chairs a meeting of the Governor's Council. **Boston City Councilor Michelle Wu** is a guest on WGBH's "Morning Edition." **Alejandra St. Guillen** kicks off her campaign for Boston city council alongside **Wu**. **Rep. Richard Neal** visits Warren and Dudley. **Boston Mayor Marty Walsh** announces the next phase of the Boston Public Schools My Way Cafe program. **Rep. Seth Moulton** speaks at Politics & Eggs in Bedford, N.H. The **House** debates the fiscal 2020 budget. **Walsh** is a guest on Nightside with Dan Rea. **Sen. Elizabeth Warren** campaigns in Texas.

Rasky Partners, Inc., and the Boston Center for Adult Education host a panel discussion titled "Handicapping the 2020 Election" with former Senate President **Therese Murray**, **Steve Koczela**, president of the MassINC Polling Group, NH1 political reporter **Paul Steinhauser** and **Larry Rasky**, CEO of Rasky Partners.

A message from the Institute of Politics at Harvard Kennedy School:

Harvard's John F. Kennedy Jr. Forum at the Institute of Politics is the premier arena for political speech and debate. Upcoming Speakers: Thursday, April 25 at 6PM with **Dr. Peter Navarro** and Kennedy School **Dean Doug Elmendorf**; Monday, April 29 at 6PM with **Sen. Bob Corker (R-TN)** and **Ash Carter**.

<https://iop.harvard.edu/forum/upcoming>

- **"Rooney looking for 3 Rs in tax discussions," by Bruce Mohl, Commonwealth Magazine:** "A KEY MASSACHUSETTS business leader says there is an openness to raising taxes and fees this year, but only if certain conditions are met. "The sentiment in the business community is that there be three Rs - revenue, reform, and results," said James Rooney, the president and CEO of the Greater Boston Chamber of Commerce. "We don't want to get into conversations - and I'll use the millionaire's tax as an example - in which it's just an infusion of cash with nothing attached - no reforms, no results, just more money for governance. That's an emerging philosophy within the business community - that regardless of whether it's that proposal or a user-based fee like a gas tax type of thing, if we're going to support it, we want the other two Rs." Rooney is a member of a 21-member revenue working group announced by Senate President Karen Spilka on Tuesday, charged with [recommending ways to reform and simplify the state tax code to reflect the changing economy.](#)"

- **"STATE TO EXPLORE CONSEQUENCES OF INVALIDATED MCAS QUESTION," by Katie Lannan, State House News Service:** "State education officials plan to bring in outside researchers to analyze this year's MCAS test results for any "unintended consequences" of a question on the 2016 novel "The Underground Railroad" that sparked student concerns and calls for the test as a whole to be disregarded. Five groups -- the Mass. Teachers Association, the Boston Teachers Union, the American Federation of Teachers Massachusetts, the Massachusetts Education Justice Alliance and the New England Area Conference of the NAACP -- this month called on the Department [of Elementary and Secondary Education to invalidate this year's English language arts exam.](#)"

- **"State warns Hellenic College Holy Cross about grave financial challenges," by Laura Krantz, Boston Globe:** "Another small private college in New England is in trouble. Hellenic College Holy Cross, a Greek Orthodox school in Brookline, received a stern warning from the state last month about grave financial concerns, and on Tuesday it was publicly put on notice by regional accreditors about the same problems. The college has been running an operating deficit for nearly eight years, has borrowed money from [its endowment, and suffers from declining enrollment and poor planning, the state's letter said.](#)"

- "The Powers That Will Be," by David S. Bernstein, Boston Magazine.

[Link](#).

- "Political challenges await next BPS superintendent," by Yawu Miller, Bay State Banner: "Whichever candidate is selected will face a system at a crossroads. By many metrics, including standardized test scores, graduation rates and college completion rates, Boston's schools perform better than those in any major city in the United States. At the same time, the city's schools struggle with a daunting gap between the outcomes of the predominantly low-income Latino and black students who [make up a majority of those in the system and the more middle-class white minority in the system](#)."

- "Michelle Wu proposes residential parking permit fees," by Brooks Sutherland, Boston Herald: "Parking in the city — even in the neighborhoods — could be getting more expensive. City Councilor Michelle Wu filed a proposal Monday that would charge \$25 for residential parking permits and an additional \$25 more for each registered vehicle per household. It's a move [she says will update the city's outdated parking permit system and possibly clear up curb space](#)."

- "Boston Superintendent Interviews: Cassellius Says She's 'Minnesota Nice' With 'Really Thick Skin,'" by Max Larkin, WBUR: "It's day two of the final phase of the search for the new superintendent of Boston Public Schools. Today, the floor belonged to Dr. Brenda Cassellius, a 51-year-old career educator and administrator. Cassellius was Minnesota's commissioner of education until last January, when Mark Dayton, the governor who appointed her, stepped down. She said she's chosen to pursue this job because she's been looking for ["a district that's ready to move the agenda for vulnerable kids" — and Boston could be that district](#)."

- "Meet the Cambridge mother-daughter pair who pushed for a women's suffrage monument," by Christopher Gavin, Boston.com: "A couple of years ago, the distance of a long shot bid became much shorter once a letter reached Sofia Bernstein's Cambridge mailbox. While Washington, D.C., is a few hundred miles down the coast, Sofia's voice had been heard there. "My mom pretty much thought nothing would ever happen," Sofia, now 14, recently

recalled of her letter to then-President Barack Obama in 2014. Perplexed, she wrote to him after school one day, explaining how a class project on famous men and women throughout [American history revealed to her a glaring absence of women on the country's dollars and coins.](#)"

DAY IN COURT



- **"Mass. State Police overtime scandal: Federal prosecutors say second quota system was in place,"** by Scott J. Croteau, Springfield Republican: "Federal investigators already said Massachusetts State Police troopers snared in an overtime abuse case had ticket quotas for one specialized patrol, but those authorities doubled down on those allegations in a recent court filing by saying a second quota system existed. In a sentencing memorandum filed in the case against retired Trooper Daren DeJong, federal prosecutors discussed previously reported alleged ticket quotas during AIRE patrols, one of the specialized patrols authorities said [was abused by troopers in the overtime scandal that resulted in 46 troopers under investigation.](#)"

- **"For first time, state's highest court extends right to privacy to cellphone location data,"** by John R. Ellement and Danny McDonald, Boston Globe: "The state's highest court for the first time on Tuesday extended the right to privacy to encompass cellphone location data, but preserved the right of law enforcement to "ping" cellphones in emergencies, such as a search for an armed murder suspect. In a unanimous decision, the Supreme Judicial Court held that state constitutional protections against unwarranted and [excessive government intrusion into personal lives must keep pace with technological innovations.](#)"

- **"Wave of Boy Scout sex abuse cases includes at least 20 victims in Mass."** David Crary, Associated Press: "The lawyers' ads on the internet aggressively seeking clients to file sexual abuse lawsuits give a taste of what lies ahead this year for the Boy Scouts of America: potentially the most fateful chapter in its 109-year history. Sexual abuse settlements have already strained the Boy Scouts' finances to the point where the organization is exploring "all available options," [including Chapter 11 bankruptcy. But now the financial threats have intensified.](#)"

WARREN REPORT

- **"Elizabeth Warren, the Long-Distance Runner of the 2020 Race," by Bob Moser, The New Republic:** "Amid all the chatter about whether the old white dudes of 2020—Bernie Sanders, Donald Trump, and Wafflin' Joe Biden—are too long in the tooth to be running for president, it's been remarkable, and revealing, how rarely you hear that question asked about Elizabeth Warren. Age doesn't really factor into assessments of the Massachusetts senator, who turns 70 in June (though gender does—read on). You can't chalk this up to her newly revealed Game of Thrones fandom, nor to the more pertinent fact that she has so much antic energy that you could easily imagine this woman crossing the finish line at the Boston Marathon and then, without being winded in the least, rolling out a brilliantly devious [new plan for defanging the plutocrats of Silicon Valley](#)."



FROM THE DELEGATION

- **"Two Democrats, both from Mass. and both rising in the party, show impeachment differences," by Adrian Walker, Boston Globe:** "The most intriguing political conflict of the moment is playing out in real time, right in our own congressional delegation. Representatives Katherine Clark and Ayanna Pressley, both rising stars in the Democratic Party, have decidedly different opinions on whether the House should launch impeachment proceedings against President Trump. How those differences play out — Clark is generally cautious about proceedings and Pressley is all in — will determine the [state of politics for the next two years, and, quite possibly, who wins the White House in 2020](#)."

- **"Stephen Lynch Confident Bill Galvin Will Protect Mass. From Election Interference In 2020," by Arjun Singh, WGBH News:** "One issue that has come to light following the release of Special Counsel Robert Mueller's report on Russian interference in the 2016 election is a lengthy description of how Russian operatives targeted local boards of elections, secretaries of state and private companies charged with administering software related to electronic polling and voter registration software in an effort to destabilize the election."

Speaking with Boston Public Radio on Tuesday, Rep. Stephen Lynch said that he's concerned with the large scale hacking operation, and while he is confident in Massachusetts Secretary of State [Bill Galvin's ability to protect the state from interference, he's not as sure about the rest of the nation.](#)"

- **"GROUNDSWELL BUILDING AROUND BILL TARGETING ROBOCALL 'PLAGUE,'" by Colin A. Young, State House News Service:** "U.S. Sen. Edward Markey thinks he has a plan to bring the people of a politically divided nation together in opposition to a common enemy: robocalls. "There is one thing that unites everyone in the United States. They hate these robocalls that come [into their homes every single day.](#)" [Markey said at a press conference in Boston on Tuesday.](#)"

TRUMPACHUSETTS

- **"ACLU of Massachusetts sues Department of Homeland Security for Trump administration's border security plan," by Dan Glaun, MassLive.com:** "The ACLU of Massachusetts and the government transparency nonprofit American Oversight are suing the Department of Homeland Security to force disclosure of a plan designed to lay out details of the administration's border security initiatives -- including the series of physical barriers that President Donald Trump has dubbed "the wall." The 2018 appropriations bill for DHS included a requirement that the Homeland Security secretary submit a "risk-based plan for improving security along the borders of the United States, including the use of [personnel, fencing, other forms of tactical infrastructure](#)" [to Congress within 180 days of its passage.](#)"

- **"IRS blows deadline to hand over Trump tax returns," by Aaron Lorenzo, POLITICO:** "Treasury Secretary Steven Mnuchin left little doubt Tuesday that the administration will reject a congressional request for President Donald Trump's tax returns by a self-imposed May 6 target for a "final decision," setting the stage for a legal battle that will test the limits of congressional oversight. In a 10-page letter to House Ways and Means Chairman Richard Neal (D-Mass.), who formally requested Trump's returns on April 3, Mnuchin questioned [Neal's motives and laid out "some of the legal concerns" the administration has with the request.](#)"

- **"Bill Weld on Nixon, Mueller and How He Plans to Beat Trump in the Primary," by Jeremy W. Peters, New York Times:** "William F. Weld and President Trump not only seem to be from different political parties — they seem at times like they are from different planets. Mr. Weld, the former Massachusetts governor who is challenging Mr. Trump for the Republican nomination in 2020, is betting that there are still enough Republicans and independents who find the president so [objectionable that they can be moved do what voters rarely do: defeat the sitting president in a primary.](#)"

MOULTON MATTERS

- **"On Day 1, Moulton takes a quiet approach to presidential campaign," by James Pindell, Boston Globe:** "If there is one way that Representative Seth Moulton of Salem has immediately differentiated himself from the 18 other Democrats seeking the 2020 presidential campaign so far, it's the laid-back way he is campaigning. Most candidates have made a traditional campaign announcement in front of supporters in their home state before holding [large, high-energy rallies in early presidential primary states like Iowa and New Hampshire.](#)"

- **"Belsito prepares to take on Moulton as a Dem," by Andy Metzger, Commonwealth Magazine:** "JAMIE ZAHLAWAY BELSITO volunteered on Republican Richard Tisei's campaign for Congress in 2014 against Seth Moulton, but now she's taking her own shot at the North Shore congressman as a Democrat. "As the national conversation became centered on hatred and division, I proudly and purposefully became a registered Democrat," Belsito said in an emailed response to questions, citing President Donald Trump's ban on transgender [members of the military and cuts to reproductive health care among the reasons for joining the party.](#)"

- **"Seth Moulton enters 2020 Democratic field," by James Pindell, Boston Globe:** "His spokesman confirmed Monday that Moulton planned to seek reelection to his district if he does not win the nomination for president. It appears that he might have a challenge for his House seat in either case. Jamie Zahlaway Belsito, of Topsfield, has filed paperwork to run for the seat — either to challenge Moulton or run for the open seat should he not seek reelection.

Add to that state Representative Lori Ehrlich, a Marblehead Democrat, who told the Globe that Moulton's national ambitions is a reason [she is actively thinking about running for Sixth District, whether Moulton seeks reelection or not.](#)"

ABOVE THE FOLD

— [Herald](#): "NO, CANADA!" — [Globe](#): "Islamic State says it's behind bombings," "Personal approach gives hope in opioids battle."

BEHIND THE TOFU CURTAIN

- "Pink Floyd's Roger Waters, activist Linda Sarsour to talk Israel, Palestine at UMass Amherst," by Dusty Christensen, [Daily Hampshire Gazette](#): "'Israel, Free Speech, and the Battle for Palestinian Human Rights' is the topic of an upcoming event at the University of Massachusetts Amherst that is already drawing its own controversy, including opposition from Anti-Defamation League, or ADL, whose mission is to fight anti-Semitism. The panel, titled 'Not Backing Down,' is being put on by the Media Education Foundation and will feature prominent figures who have spoken out against the Israeli occupation of the West Bank and blockade of Gaza. Some of the speakers have been labeled as 'anti-Semites.' Among the speakers: Pink Floyd frontman Roger Waters, an outspoken advocate for Palestinian rights who supports a cultural boycott of Israel as part of the boycott, divestment and sanctions movement, or [BDS: Palestinian-American political activist Linda Sarsour, the co-chair of the Women's March.](#)"

THE LOCAL ANGLE

- "In Quincy, a glimmer of hope amid opioid crisis," by Brian MacQuarrie, [Boston Globe](#): "The day after her son overdosed on a near-fatal mix of heroin and fentanyl, there was a knock on the door. Two plainclothes police officers and two health workers had arrived unannounced, in the dark of the evening, and the distraught woman could only imagine what they wanted. They wanted to help. 'It was a miracle,' recalled the mother of five, who asked not to be identified. 'I was trying to save my son's life, and I was desperate.' Fifteen months later, her son Shawn, 27, remains drug-free, the longest such stretch in a torturous decade of opioid abuse. She credits that cold call, a cornerstone [of](#)

[Quincy's nationally recognized campaign to reduce overdose deaths, with rescuing her child.](#)"

- "Baker helps plant tree at North Quincy High," by Audrey Cooney, **Patriot Ledger**: "Gov. Charlie Baker helped plant three new trees at North Quincy High School on Tuesday afternoon, part of his administration's initiative to plant 10,000 trees per year in cities across the state. "We look forward to planning 10,000 more, and 10,000 [after that, and 10,000 after that.](#)" [he told a group of about three dozen students from the school.](#)"

- "Lawsuit claims UMass Dartmouth launched 'witch hunt' over student's past felony," **Jennette Barnes, SouthCoast Today**: "A new lawsuit against UMass Dartmouth claims a graduate student at the School for Marine Science and Technology was sanctioned and pushed out of his program because he had a previous felony conviction, even though he says he disclosed it when he applied. A letter filed with the lawsuit, [however, accuses the man of being aggressive and making people at SMAST feel uncomfortable.](#)"

- "Move to revise state seal gains Cape support," by Taylor Stening, **Cape Cod Times**: "A statewide movement to back legislation aimed at overhauling the state flag and seal has gained traction on the Cape and Islands, with nearly a half-dozen towns slated to take up resolutions supporting the effort at their spring town meetings. Eastham, Orleans, Brewster, Harwich and Chatham have petitioned articles on their town meeting warrants asking the towns to pass resolutions supporting legislation introduced on Beacon Hill that looks to investigate features of the state seal that may be "unwittingly harmful to or misunderstood by the citizens of the commonwealth," [according to a bill sponsored by state Reps. Lindsay N. Sabadosa and Nika C. Elugardo.](#)"

MEDIA MATTERS

- The **Boston Globe** has a new website design. [Link.](#)

TRANSITIONS - **Anastasia Nicolaou** joins NAIOP Massachusetts, The Commercial Real Estate Development Association, as government affairs associate.

HAPPY BIRTHDAY - to MassLive's Matt Vautour, state **Rep. Paul Brodeur**,

Larry Carpmann, president of Carpmann Communications, former Romney for President Director of Advance **Charlie Pearce**, former WHDH GM **Chris Wayland**, and Mass. Sierra Club organizer **Jacob Stern**.

DID THE HOME TEAM WIN? Yes and no! The **Bruins** beat the Maple Leafs 5-1. The **Tigers** beat the **Red Sox** 4-2.

Want to make an impact? POLITICO Massachusetts has a variety of solutions available for partners looking to reach and activate the most influential people in the Bay State. Have a petition you want signed? A cause you're promoting? Seeking to increase brand awareness among this key audience? Share your message with our influential readers to foster engagement and drive action. Contact Jesse Shapiro to find out how: jshapiro@politico.com.

A message from the Institute of Politics at Harvard Kennedy School:

The John F. Kennedy Jr. Forum at the Institute of Politics is Harvard University's premier arena for political speech, discussion and debate. The forum hosts heads of state, leaders in politics, government, business, labor and the media, and is free and open to the public. Join us for the following upcoming events:

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Thursday, April 25 - 6:00pm

A presentation on U.S. trade policy by Dr. Peter Navarro, Director of the White House Office of Trade and Manufacturing Policy, moderated by Harvard Kennedy School Dean Doug Elmendorf.

A Conversation with Senator Bob Corker: Reflections on a Life of Leadership

Monday, April 29 - 6:00pm

The Hon. Bob Corker (R-TN), former U.S. Senator from Tennessee, discusses his public service and lessons in leadership with former Secretary of Defense and current Director of the Belfer Center for Science and International Affairs, Ash Carter.

<https://iop.harvard.edu/forum/upcoming>

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BY **STEPHANIE MURRAY**

Presented by the Institute of Politics at Harvard Kennedy School

GOOD MORNING, MASSACHUSETTS.

NEW: POPULARITY CONTEST — Gov. Charlie Baker's net approval rating among Massachusetts Democrats is only two percentage points lower than Sen. Elizabeth Warren's approval rating — and three points higher than Sen. Ed Markey's, according to a Morning Consult poll released today.

More broadly, the Republican governor has a 73 percent favorability rating in deep blue Massachusetts, meaning he can hold onto his title as most popular governor in the country for another quarter. Baker's net approval rating among Democrats is +64, while Warren's is +66 and Markey's is +61.

Warren has a 49 percent overall approval rating among Massachusetts voters, and Sen. Ed Markey has a 51 percent approval rating, according to the poll.

Although Baker draws support from the opposing party, Warren can't say the same. The 2020 candidate has the highest opposing party disapproval rating of any senator. Eighty-two percent of Massachusetts Republicans disapprove of Warren, according to the poll. Further, 71 percent of Republicans in the state indicated they strongly disapprove of her.

That being said, Republicans are a much smaller slice of the electorate here than Democrats or independents are. But it's interesting to note Warren's overall disapproval rating among Bay State Republicans is 10 percentage points higher than Senate Majority Leader Mitch McConnell's 72 percent disapproval rating among Democrats in his home state.

Each quarter, Morning Consult polls the approval ratings of elected officials across the country. Morning Consult conducted 472,802 surveys of registered voters across the country from January 1 to March 31 to put together this quarter's rankings. [Governor rankings](#). [Senate rankings](#).

Have a tip, story, suggestion, birthday, anniversary, new job, or any other nugget for the Playbook? Get in touch: smurray@politico.com.

TODAY — Gov. Charlie Baker stocks Jamaica Pond with trout and later highlights the administration's housing legislation in Lawrence. **Rep. Richard Neal** visits Huntington and Holyoke. **Sen. Elizabeth Warren** and **Rep. Seth Moulton** take their 2020 campaigns to Iowa. The **Senate** meets in formal session. The **House** debates the fiscal 2020 budget. **Lt. Gov. Karyn Polito** highlights the Baker administration's housing choice legislation in Hyannis, then makes a Green Communities grant announcement in Shrewsbury and an announcement with the Worcester Red Sox and WPI in Worcester. **Boston Mayor Marty Walsh** unveils a new playground at Unity Park in Dorchester and makes an announcement regarding housing for homeless residents in Roxbury.

A message from the Institute of Politics at Harvard Kennedy School:

Harvard's John F. Kennedy Jr. Forum at the Institute of Politics is the premier arena for political speech and debate. Upcoming Speakers: Thursday, April 25 at 6PM with **Dr. Peter Navarro** and Kennedy School Dean **Doug Elmendorf**; Monday, April 29 at 6PM with **Sen. Bob Corker (R-TN)** and **Ash Carter**. <https://iop.harvard.edu/forum/upcoming>

DATELINE BEACON HILL

- "Controversial plan on Uber and Lyft at Logan Airport gets governor's backing," by Adam Vaccaro, **Boston Globe**: "Governor Charlie Baker on Wednesday endorsed the Massachusetts Port Authority's controversial plan to ban Uber and Lyft from terminal curbs at Logan International Airport, a day before the agency's governing board is expected to vote on the measure. The proposal, which has drawn blowback from the ride-hailing companies and many of their riders, would direct all airport pickups and drop-offs to the airport's [central parking garage, while also raising the fees on pickups and](#)

[imposing new fees on drop-offs.](#)"

- "BAKER: MUELLER TESTIMONY SHOULD PRECEDE CALL ON IMPEACHMENT," by Matt Murphy, State House News Service:

"Gov. Charlie Baker would like to see special counsel Robert Mueller testify in front of Congress before House Democrats decide whether to pursue impeachment of President Trump, the governor said Wednesday, striking a more cautious note than his former political mentor Bill Weld who called on Trump to resign. Baker has been a frequent critic of Trump's and had lunch this week with possible presidential contender Larry Hogan, a friend and the governor of Maryland, who gave a speech Tuesday in New Hampshire where he said he is "seriously considering" a primary challenge to the president."

- "Feds: Pot use could block citizenship," by Christian M. Wade, Eagle-

Tribune: "Immigrants who use marijuana or work in the recreational or medical pot industries could be denied citizenship, even in states like Massachusetts where use of the drug is legal. That's according to a new directive by the U.S. Department of Citizenship and Immigration Services, which warns prospective immigrants that using state-permitted marijuana or working [for cannabis businesses could jeopardize their legal status or efforts to gain citizenship.](#)"

- "Union-backed budget amendment would combat construction wage theft in Massachusetts," by Shira Schoenberg, Springfield Republican: "A union-backed amendment expected to be included in the Massachusetts House budget would increase the attorney general's ability to enforce wage and hour laws in the construction industry. Rep. Dan Cullinane, D-Boston, introduced an amendment that would spend \$500,000 to create a specialized unit in [the attorney general's office to investigate and enforce wage violations in the construction industry.](#)"

- "MassDOT tightens financial controls following Massachusetts State Police abuse of department funding," by Dan Glaun, MassLive.com: "The Massachusetts Department of Transportation has tightened its financial controls and now regularly audits its payments to the Massachusetts State Police after failing to do so as troopers abused MassDOT-funded overtime programs for years. "The Massachusetts Department of Transportation now has an enhanced process flow for financial oversight which includes the

MassDOT Auditing Department reviewing reimbursements on a regular basis to see that payments are [reconciled with State Police records," MassDOT spokesman Patrick Marvin wrote in a statement.](#)"

WHAT CITY HALL IS READING

- **"Michelle Wu driving change in City Hall," by Jessica Heslam, Boston Herald:** "City Councilor Michelle Wu wants to fix the city's dismal parking problem, visit all the high schools to learn why some teens underperform all while gearing up for reelection. Then there's that recent Atlantic magazine profile asking if she's "The Next Mayor of Boston?" The 34-year-old mother of two, who said she never aspired to be a politician, is suddenly a hot commodity in City Hall. She's taken on the MBTA — she's against the fare hike — and could aim at Mayor Marty Walsh next, too. I headed to [City Hall to ask Wu if she plans to run for mayor in 2021. She didn't say no. But she didn't say yes.](#)"

FROM THE HUB

- **"Boston Superintendent Interviews: Santos Speaks From Insider Perspective," by Max Larkin, WBUR:** "In the race to become the next superintendent of Boston Public Schools, no finalist knows Boston better than Oscar Santos. Santos is the only BPS alumnus among the three finalists (he graduated from Boston Latin School) and the only former Boston teacher and principal. (He's certainly the [only one whose photograph appeared on the front of the Boston Herald, alongside an open letter.](#))"

- **"Stop & Shop owner says 11-day strike cost company about \$100 million," by Michael Bonner, MassLive.com:** "The owners of Stop & Shop said the strike that halted work for 11 days could cost the company upwards of \$110 million. Ahold Delhaize, the Dutch ownership group of New England's largest grocery chain announced the strike that stopped work at 415 stores likely cost the store between \$90 and \$110 million. The company said the losses [include lower sales, shrink of seasonal and perishable inventory and additional supply chain costs.](#)"

- **"My Way Cafe, Boston schools food program, is slated for expansion," by Breanne Kovatch, Boston Globe:** "A program designed to promote better access to nutritious food in more than two dozen Boston schools will be

expanding to at least 25 more, Mayor Martin J. Walsh announced Wednesday. "All young people in Boston deserve access to [fresh and delicious food to make sure they're healthy and able to do well in school.](#)" Walsh said."

- **THAT'S A LOT OF CARS: "Parking permit proposal draws mixed reaction from Hub neighborhoods,"** by Brooks Sutherland, Boston Herald: "A proposal from City Councilor Michelle Wu that would charge fees for residential parking permits in the city caused a flurry of angry calls to the offices of her colleagues and stirred up residents on social media — [but some neighborhood organizations and experts are calling the move standard and necessary.](#)"

DAY IN COURT

- **"'All Democrats must be eradicated:' Matthew Haviland charged with threatening to kill Massachusetts professor who supports abortion rights,"** by Dan Glaun, MassLive.com: "A Rhode Island man is facing federal charges for allegedly sending death, torture and rape threats to a Massachusetts professor who supports abortion rights and has publicly criticized President Donald Trump. "I will kill every Democrat in the world so we never more have to have our babies brutally murdered by you absolute [terrorists.](#)" [30-year-old Matthew Haviland allegedly wrote in a March 10 email to the professor.](#)"

WARREN REPORT

- **"'Racism and sexism': Women of color slam white male tilt of Dem primary,"** by Laura Barrón-López, POLITICO: "A procession of Democratic hopefuls took the stage, including Bernie Sanders, Elizabeth Warren, Kamala Harris, Beto O'Rourke and Cory Booker, and were all asked why women of color should vote for them. Warren won the crowd with her detailed ideas, garnering cheers whenever she said dropped the line, "I have a plan." Sanders got a less enthusiastic reception, though he was praised for showing up. And [Harris revved up the crowd when she mocked politicians who've "evolved" on the opioid crisis.](#)"

- **"Elizabeth Warren fires back at Amazon on Twitter,"** by Abbi Matheson, Boston Globe: "Senator Elizabeth Warren isn't backing down when it comes

to her fight against what she sees as unfair business practices on the part of big technology companies. On Tuesday, an Amazon corporate Twitter account responded to a tweet from the Massachusetts senator, who had shared a video from her New Hampshire CNN Town Hall in which she [responded to a question about breaking up big tech companies by using Amazon as an example](#)."

- "THE RISE OF THE LIZ LADS," by Miles Klee, Mel Magazine. [Link](#).

FROM THE DELEGATION

- **SHOW ME THE MONEY: "Second watchdog group seeks probe of US Representative Lori Trahan's campaign money," by Andrea Estes, Boston Globe:** "A Washington D.C.-based watchdog group has called on the Office of Congressional Ethics to investigate US Representative Lori Trahan's campaign spending, alleging the freshman lawmaker was either "grossly negligent" or "willfully concealed" the true source of a last-minute infusion of cash into her campaign. Trahan already faces two other federal complaints related to her spending in a heated 10-way Democratic primary when she loaned her campaign \$371,000. Trahan did not disclose a key source of the money — a joint bank [account with her husband — until after the election, raising questions about her transparency](#)."

- **"Rep. Katherine Clark: 'I Have No Reason To Doubt' Rep. Lori Trahan," by Arjun Singh, WGBH News:** "Congresswoman Katherine Clark said she stands by Rep. Lori Trahan after a watchdog group accused her of illegally loaning money to her campaign in 2018. After narrowly winning a crowded Democratic primary — by 150 votes — and surviving a highly publicized recount in Massachusetts' third congressional district, Trahan has been accused by the Campaign Legal Center of loaning her campaign \$371,000 from unknown sources, and possibly from campaign donations that exceeded the [legal limit. Clark said that she has no reason to believe Trahan did anything illicit or suspicious](#)."

TRUMPACHUSETTS

- **"Jeff Sessions speaks at Amherst College, says Mueller decision 'deserves respect,'" by Laura Krantz, Boston Globe:** "Former attorney

general Jeff Sessions spoke Wednesday night at Amherst College, a controversial appearance that came as the crescendo to a tumultuous semester at the elite liberal arts college, as students and the administration have confronted the boundaries of free speech and political correctness. Sessions was expected to speak about the forces that led to President Trump's election and about issues that will be important in the 2020 election. The event was organized by the [Amherst College Republicans in conjunction with Young America's Foundation, a national conservative youth organization.](#)"



MARIJUANA IN MASSACHUSETTS

- **"Former state senator Tolman's company developing pot breath test for drivers," by Jonathan Ng, Boston Herald:** "Former Watertown state senator and representative Warren Tolman told Boston Herald Radio Wednesday about a new pot breath test that will be a tool for cops in identifying impaired drivers on the road. Tolman, currently the director of business at Hound Labs, said his company is developing a marijuana breath [test that will be sold commercially and to law enforcement agencies by the end of the year.](#)"

- *P.S. If you use medical marijuana or CBD (or if you're a health professional who has worked with it), we want to hear from you. [Tell us your story](#) and a reporter might reach out.*

EYE ON 2020

- **GET OUTTA HERE:** "Weld: 'If Donald Trump is an American patriot, he should resign,'" by Jamie Ehrlich, CNN: "Republican presidential candidate Bill Weld called on President Donald Trump to resign Wednesday, writing in an op-ed that the country would be "better served with a President Mike Pence." "If Donald Trump is an American patriot, he should resign from office," Weld, the only announced Republican primary challenger to the President, wrote in [an op-ed published in The Bulwark, an online platform that publishes conservative commentary.](#)"

MOULTON MATTERS

- **"Presidential Candidate Moulton Knows He's Not Very Well-Known,"** by **Antony Brooks, WBUR:** "Among the challenges facing Massachusetts U.S. Rep. Seth Moulton, who announced this week he's joining the crowded field of Democratic candidates for president, is the fact that he's not well-known. It's a fact the North Shore politician is well aware of. Speaking at the Politics & Eggs breakfast Wednesday in Bedford, New Hampshire, Moulton began with a story about touring a company recently in [his own district. He said he met with employees and invited them to ask him questions. Nobody did.](#)"

ABOVE THE FOLD

— [Herald](#): "SUPER SHOWDOWN," "HOT IN THE HALL," — [Globe](#): "A warning for aging middle class boomers," "Logan plan for Lyft, Uber backed by Baker."

FROM THE 413

- **"Springfield-area business leaders talk marijuana, health care, education with state policy leaders,"** by **Shira Schoenberg, Springfield Republican:** "Education. Marijuana. Health care. Gambling. Springfield area business leaders traveled to the Statehouse on Wednesday to hear from top policy makers on a range of topics, in an event organized by the Springfield Regional Chamber. "You talk about the economy booming and doing well in the state. Often, we in Western [Massachusetts lag behind.](#)" [said Sen. Jim Welch, D-West Springfield, who co-hosted the trip.](#)"

- **"Amherst restaurant has liquor license revoked over 'egregious' violations,"** by **Scott Merzbach, Daily Hampshire Gazette:** "A downtown restaurant has lost its liquor license after the Board of License Commissioners determined that significant violations of state alcohol laws had occurred there. At a hearing on Wednesday afternoon about Porta, 51 East Pleasant St., the five-member panel voted unanimously to revoke the restaurant's license following testimony from four police officers of repeated violations, which [continued to occur even after Porta's license was suspended for three days earlier this month.](#)"

- **"Dracut bars local Republicans from marching in Memorial Day parade,"** by **Amaris Castillo, The Lowell Sun:** "Last week, the Dracut Republican Town Committee was not allowed to march in the town's Memorial Day Parade on May 27. On Tuesday, they were. Finally, by midday Wednesday, the committee was barred again, turning the festivities into a political hot potato. Town Committee Chairman Brian Genest, in an email to The Lowell Sun, called the decision "... the underbelly of Dracut politics at its worst. The town is trying to pass the buck, which is total nonsense, and the Board of Selectmen should [be ashamed of the political tactics they are allowing to silence free speech and our right to march.](#)"

- **"'It's an absolute nightmare': New Bedford nursing homes among 5 closing,"** by **Jennette Barnes, Standard-Times:** "The embattled Bedford Gardens nursing home and four other facilities owned by Skyline Healthcare will close, a state spokeswoman told The Standard-Times Wednesday. "Skyline Healthcare will voluntarily surrender the licenses for each of their five Massachusetts nursing homes," a spokeswoman for the Massachusetts Department of Public Health said in an email. "The Department of Public Health is working with the licensee on an orderly closure process for these facilities." The other nursing homes to close are Bedford Village Care & Rehabilitation Center in New Bedford, Rockdale Care & Rehabilitation Center in New Bedford, [Dighton Care & Rehabilitation in Dighton,](#) and [Highland Manor Care & Rehabilitation Center in Fall River.](#)"

TRANSITIONS - Thomas Roberts joins Catalant as vice president of worldwide business enablement and insights.

HAPPY BIRTHDAY - to state Rep. Paul Frost, Northampton Mayor David Narkewicz, MassTech Collaborative's Garrett Quinn, Tom Springer, Mariah Philips, grad student at Duke and a Rep. Joe Kennedy III alum; and Dimara Coulouras.

DID THE HOME TEAM WIN? Yes! The Red Sox beat the Tigers 11-4.

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Monday, April 29 - 6:00pm

The Hon. Bob Corker (R-TN), former U.S. Senator from Tennessee, discusses his public service and lessons in leadership with former Secretary of Defense and current Director of the Belfer Center for Science and International Affairs, Ash Carter.

<https://iop.harvard.edu/forum/upcoming>

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BY **STEPHANIE MURRAY**

Presented by the Institute of Politics at Harvard Kennedy School

GOOD MORNING, MASSACHUSETTS.

SCOOP: AOC IN BROOKLINE — New York Rep. **Alexandria Ocasio-Cortez** will stump for Brookline Select Board candidate **Raul Fernandez** next weekend, just a few days ahead of that town's May 7 election.

"**They'll discuss the power and importance** of grassroots campaigns, her experiences as a freshman congresswoman, and why getting involved at the local level is so important," according to the event posting on [Facebook](#). Tickets to the "Conversation on Grassroots Campaigning" event at Coolidge Corner Theatre on May 4 [are \\$100](#), and will be followed by a rally that's free for campaign volunteers.

Q&A WITH CONGRESSWOMAN AYANNA PRESSLEY — I caught up with Rep. **Ayanna Pressley** earlier this week to talk about her new bill that would address inequalities in the workplace; impeachment; and the 2020 race. Our conversation was edited for length and clarity.

You've [introduced](#) the **BE HEARD in the Workplace Act** with Rep. **Katherine Clark**. How did that come about and why is it so important to you?

"Sen. **Patty Murray** and **Katherine Clark** were working on this together and Congresswoman **Clark** extended an opportunity for me to join in and I enthusiastically said yes. I see it in so many ways as a furthering and a continuation of the work that I did on the City Council, so to have the opportunity to do that work on the federal level with these incredible partners,

and to do it in a bicameral fashion, and to offer something that is more inclusive and really unprecedented.

I'm grateful for the renewed focus and elevated consciousness on issues related to sexual harassment and violence and workplace discrimination thanks to #MeToo and Time's Up and Enough is Enough. But the forward face of those movements is not representative of every worker. This legislation is. Not only is it unprecedented in how inclusive it is, but in the reforms that are offered. The fact that we're eliminating mandatory arbitration and nondisclosure agreements, expanding the statute of limitations to four years, to name a few."

What is the largest impact this bill would have for working women?

"At the height of the #MeToo moment, I was regularly asked by activists and reporters if I could share an example, as a woman, my own #MeToo moment, and I could not come up with one. That's not because it hasn't happened. It is because it's just a conflated part of our experience and our identity as women in the world. I think a lot of times we just chalk these things up to culture, in the same way we do racism or misogyny, and culture can be changed because all culture is, is human behavior. So this is an opportunity to change human behavior, to change workplace culture and also to empower workers across every industry and agency to know their rights and to strengthen their pathways to healing and to justice if they are victims. We're being more bold in our dialogue and now we need to be even bolder in our legislating."

Now that the Mueller report has been released, where's your thinking on impeachment?

"I've always said that it was on the table. And now I have signed onto the resolution that was offered by Rep. Green and Rep. Tlaib to initiate impeachment proceedings. I do believe what is un-redacted in the Mueller report provides sufficient grounds on obstruction of justice, witness tampering, trying to suppress the independent investigation from happening at all. There's so much that's been happening in the light of day that it gives us great pause about what is happening in the dark. And if the formal grounds for impeachment were based on moral crimes then we would have initiated these proceedings a long time ago, because that list is too long to cite. And I understand the pause. This is a decision we must enter into soberingly, and

that you feel a great sadness about. This is about the presidency, and I think it's easy to make it just about who's there now, but this is precedent-setting. If we're going to all this administration to operate at this level of lawlessness, what are we saying about this office? What are we saying about the future? Ultimately, history will judge us by this moment."

There are a number of presidential candidates who want your endorsement. What are you thinking about when you look at the 2020 field taking shape, and what are you looking for in a candidate?

"My initial response is just a sense of pride. Look at the candidates our party is putting forward. I think it is really emblematic of the big tent that we say we are. We're seeing that play out in the diversity, the historic and unprecedented diversity in this field of candidates and I'm really celebrating that. I think primaries are healthy, they're the bread and butter of presidential elections. I'm like anyone else — I'm enjoying watching the forums and the debates and policy positions as they are rolled out. I'm going to continue to do that. I'm 100 days in this new role at a time where the country is at a defining crossroads. I am head-down learning and doing my job. There will be plenty of time for endorsements, but that is not anything happening in short order on my side. I look forward to hearing more about the vision from these candidates and specifically how it will benefit people the people that I represent in the Massachusetts 7th."

Do you think that decision will come in the fall?

"I have no idea. Just like any voter, this decision is deeply personal and it's visceral. There's not an exhaustive calculation. When I feel so moved, that's when I'll act."

Have a tip, story, suggestion, birthday, anniversary, new job, or any other nugget for the Playbook? Get in touch: smurray@politico.com.

TODAY — Gov. Charlie Baker and Lt. Gov. Karyn Polito hold a cabinet meeting at Gloucester City Hall. **Baker and Polito** promote the administration's housing legislation in Salem. **Rep. Richard Neal and Boston Mayor Marty Walsh** are guests on "Boston Public Radio." **Rep. Joe Kennedy III** visits Newton North High School, the MSAA 2019 Teen Mental Health

Summit in Westborough, Community Counseling of Bristol County in Taunton, the Bristol County Bar Association Dinner and the A Wish Come True Dinner in Swansea. **Rep. Katherine Clark** attends the Asian Community Development Corporation's Annual Dim Sum Breakfast and later speaks at the Malden Senior Center. **Rep. Ayanna Pressley** speaks at a New England Council congressional roundtable.

A message from the Institute of Politics at Harvard Kennedy School:

Harvard's John F. Kennedy Jr. Forum at the Institute of Politics is the premier arena for political speech and debate. Upcoming Speakers: Thursday, April 25 at 6PM with **Dr. Peter Navarro** and Kennedy School **Dean Doug Elmendorf**; Monday, April 29 at 6PM with **Sen. Bob Corker** (R-TN) and **Ash Carter**.
<https://iop.harvard.edu/forum/upcoming>

DATELINE BEACON HILL

- **"Charlie Baker steps up the pressure for housing bill," by Jon Chesto, Boston Globe:** "Welcome to Housing Choice Palooza. Baker went to Lawrence Thursday for an event with Mayor Dan Rivera to promote his housing bill, while Lieutenant Governor Karyn Polito trekked to Barnstable. On Friday, Polito and Baker will meet up with their housing chief, Mike Kennealy, in a Salem brewery. The next stop? Kennealy and Polito head to Williamstown on Tuesday. Someone should order up tour T-shirts. They are eyeing a crucial hearing in May, when the Legislature's housing committee will take up the bill. The legislation is aimed at encouraging more mixed-use projects, particularly in town centers and near train stations, and enabling municipalities to reduce lot-size and [parking requirements. Accessory-dwelling units, aka in-law apartments, would be easier to approve.](#) "

- **"Senate passes Gender X bill, expands scope," by Mary Markos, Boston Herald:** "A bill to let people choose "X" as a gender instead of female or male on driver's licenses and birth certificates passed the Senate nearly unanimously again, but this time with an adopted amendment to extend that option to all state forms. "Government documents should not be formed based on people's prejudices or their biases, they should be based on reality, the way people live their lives," Arline Isaacson, co-chair of the [Massachusetts Gay and Lesbian](#)

Political Caucus, said. 'Now, thanks to the Senate, that will be the case.'"

- **"How much is Massachusetts spending on housing immigrants facing deportation? A move to find that answer has died on Beacon Hill,"** by **Steph Solis, MassLive.com:** "County jails in Massachusetts are believed to reap millions from the federal government to house immigrants facing deportation. But details on how much it costs to detain an immigrant each day and how much is reimbursed by the Department of Homeland Security's Immigration and [Customs Enforcement — the net gain of housing immigrants in county jails — are hard to come by.](#)"

- **"Here's why Sarah Palin's 'death panels' are now being debated in Massachusetts,"** by **Shira Schoenberg, Springfield Republican:** "The debate over former vice presidential candidate Sarah Palin's inaccurately named "death panels" has come to Massachusetts. The debate centers on a measure of cost-effectiveness for health care, which assigns a value to a life that changes based on whether a person is healthy. The Affordable Care Act - after public outcry - bans the use of the measurement in Medicare. Now, Rep. Angelo Puppolo, [D-Springfield, is trying to ban its use by MassHealth or private insurers in Massachusetts.](#)"

- **"Under Uber, Lyft pressure, Massport scales back anti-congestion plan,"** by **Bruce Mohl, Commonwealth Magazine:** "IN THE FACE of strong opposition from Uber and Lyft, the Massport board scaled back its anti-congestion plan at Logan International Airport on Thursday by reducing the proposed fee hike on ride-hailing trips and allowing drop-offs at the curb for a large number of passengers. The board lowered the proposed fee for ride-hailing pickups and drop-offs from \$5 to \$3.25 while Massport staff decided to [back away from their original plan to handle all pickups and drop-offs in the central parking garage.](#)"

- **RELATED: "Did Baker flip on the Massport congestion plan?"** by **Bruce Mohl, Commonwealth Magazine.** [Link.](#)

- **"Holmes files amendment to block legislative pay hike,"** by **Mary Markos, Boston Herald:** " State Rep. Russell Holmes attempted to cut pay for the Speaker and House leadership Thursday, filing an amendment essentially reversing a hefty raise that the House voted for themselves in 2017. "I still

believe that two years ago we made a very bad decision," Holmes said outside the House Chamber. "Structurally, I think it's very bad for the commonwealth for us not to be paid the same because of the fact that we have, essentially, the exact same job." The House voted themselves an \$18 million pay raise package in 2017, an [average 40% increase, overriding a veto from Gov. Charlie Baker, who called it 'fiscally irresponsible.'](#)"

FROM THE HUB

- **"Electric scooters should not be allowed on 'narrow' North End streets, state rep. says," by Christopher Gavin, Boston.com:** "Electric scooters have yet to arrive in Boston, but a state lawmaker is urging city leaders to consider making one area off limits to the trendy vehicles: the North End's inner streets. State Rep. Aaron Michlewitz, of the 3rd Suffolk District, says the city should place temporary restrictions on micro-mobility vehicles to [keep them out of the neighborhood's narrow streets, where they could pose a risk to public safety.](#)"

- **"Promoting 'hope' after 'trauma': Isaura Mendes marks 20 years of pushing for peace in Dot," by Daniel Sheehan, Dorchester Reporter:** "For Isaura Mendes, this Saturday will mark two decades of providing programming and support to victims and survivors of street violence in Dorchester. She established her non-profit organization, The Bobby Mendes Peace Legacy, after her son Bobby was murdered in 1995. Her resolve to continue her work was bolstered in 2006 when another son, Matthew, was killed in a drive-by shooting in Uphams Corner. Mendes will mark the 20th anniversary of the Peace Legacy on Saturday evening at First Parish Dorchester on Meeting House Hill at an awards dinner that will feature the presentation of \$1,000 scholarships in the form of ["Matthew Courage" awards to seven students, most of them from Dorchester's Boston International School.](#)"

DAY IN COURT

- **"Mass. Judge Charged With Obstruction For Allegedly Helping Man Evade Immigration Officials," by Kaitlyn Locke, WGBH News:** "Newton District Court Judge Shelley M. Richmond Joseph has been indicted on obstruction of justice charges for allegedly helping a man in the country illegally evade Immigration and Customs Enforcement (ICE) officials. Massachusetts U.S. Attorney Andrew Lelling announced Thursday that Joseph

and former court Officer Wesley MacGregor were charged with one count of conspiracy to obstruct justice and two counts of obstruction of justice — aiding and abetting. MacGregor was also charged with perjury. "We cannot pick and choose the federal [laws we follow, or use our personal views to justify violating the law.](#)" [Lelling said in a statement.](#)"

WARREN REPORT

- **"Warren, Brown raise alarms about biggest bank merger since crisis,"** by Victoria Guida, POLITICO: "The biggest proposed bank merger since the 2008 financial crisis is drawing flak from Sen. Elizabeth Warren and other key Democrats, who warn that it could create another institution so large that its failure would threaten the economy. The potential deal between BB&T and SunTrust, which would create the nation's sixth-largest retail bank, has also sparked fears about branch closings and whether the marriage will reduce [consumers' access to credit, concerns that were voiced on Thursday at a public hearing in Charlotte.](#)"

- **"Warren and Sanders pounce as Biden enters the race,"** by Gregory Krieg, CNN: "Joe Biden is in -- and the knives are out. Sen. Elizabeth Warren of Massachusetts welcomed the former vice president to the 2020 Democratic primary on Thursday by reminding voters of their old clashes over the nation's bankruptcy laws. "I got in that fight because (families) just didn't have anyone and Joe Biden was on the side of the credit card companies," Warren said after being asked about the issue following a rally in Iowa. "It's all a matter of [public record.](#)" [The nearly two-decade-old Warren-Biden feud is, indeed, well documented.](#)"



FROM THE DELEGATION

- **"Lynch: Removing Trump is Democrats' 'number one issue,'" Meet the Press:** "Rep. Stephen Lynch (D-Mass.) joins MTP Daily to discuss why he's already [endorsed Joe Biden for president. Biden announced his candidacy this morning in a video.](#)"

- **Ayanna Pressley slams 'pundits' over use of Marathon bomber to debate voting rights for jailed," by Christina Prignano, Boston Globe:**

"Representative Ayanna Pressley is pushing back against "pundits" who invoked Boston Marathon bomber Dzhokhar Tsarnaev in a debate over voting rights for those who are incarcerated. Pressley was responding to a flurry of headlines in the last week over Senator Bernie Sanders' recent comments that people [convicted of crimes, even serious ones, should still be allowed to vote while serving their sentences.](#)"

THE CLARK CAUCUS

- **"Rep. Katherine Clark Discusses Impeachment, Be Heard Act, And Calls For DeVos' Resignation," by Arjun Singh, WGBH News:** "On Wednesday, Rep. Katherine Clark joined Boston Public Radio to share her thoughts on whether the House should move forward with impeaching President Donald Trump; why she's co-sponsoring a bill that tackles workplace harassment and strengthens protections for [workers in entry-level jobs; and why she's calling for Secretary of Education Betsy DeVos to resign.](#)"

MOULTON MATTERS

- **"As Moulton runs for president, Tierney considers a comeback," by James Pindell, Boston Globe:** "A significant chunk of Representative Seth Moulton's presidential announcement video this week retold the story of his upset victory five years ago over an 18-year incumbent. He framed the moment as launching his political career by bucking the establishment. Now, as Moulton travels the country, back home on the North Shore the man he defeated in that race is weighing a rematch. Friends and former aides to John Tierney have been trying to convince Tierney to run again for the seat that he won in 1996 and eight times thereafter. Some have offered to form a finance committee. [Those who have discussed a possible run with Tierney say he has been listening with an open mind.](#)"

- **"Democrat Seth Moulton says he's unafraid to address 'what it means to be a patriot,'" by John DiStaso, WMUR:** "Presidential candidate Seth Moulton says he plans to talk about issues that he says his fellow Democratic candidates tend to avoid as he campaigns for the party's nomination. Appearing on the latest installment of WMUR's "Conversation with the

Candidate" series, Moulton said that as a military veteran who has led an infantry platoon in combat, he has an understanding, not shared by most of the other 19 Democrats in the [field, of what it means to lead and unite people behind a common mission to serve the country.](#)"

ABOVE THE FOLD

— [Herald](#): "John Havlicek, 1940-2019," — [Globe](#): "Newton judge charged with obstructing justice," "Uber, Lyft limits OK'd for Logan."

FROM THE 413

- **"Pioneer Valley and Gill-Montague districts to explore merging,"** by **Melina Bordeau and Max Marcus, Greenfield Recorder**: "School and town officials are exploring the possibility of merging the Gill-Montague Regional School District with the Pioneer Valley Regional School District. There are two ways it could work. One is to form an entirely new district, which would require first forming a planning committee comprised of three members from each of the potential member towns. The other way would be to [modify one of the existing district agreement documents to include the other district's towns.](#)"

- **"Longtime City Councilor Melissa Mazzeo launches bid to unseat mayor,"** by **Amanda Drane, The Berkshire Eagle**: "Melissa Mazzeo has spent a decade on the City Council, and now she's setting her sights on City Hall's corner office. Mazzeo, flanked by family and friends, announced her mayoral candidacy Thursday at City Hall. She promised to start going door to door the same night. The councilor at large got her start on the council in 2009, when she ran in a special election for the Ward 3 seat formerly occupied by now-Mayor Linda Tyer, who had resigned from the council to assume the role of city clerk. Mazzeo was the top [vote-getter in her at-large race in 2014, and was elected to a two-year run as council president.](#)"

THE LOCAL ANGLE

- **"Lawyer: School district went 'too far' with safety plans for sex assault victims,"** by **Breanna Edelstein, Eagle-Tribune**: "School administrators 'went much too far' when they had victims of sexual assault sign contracts that dictated where they could be in North Andover High in relation to their

attacker, according to an attorney recently hired by the district to examine the practice. The attorney, Jeff Sankey, found that the district has legally sound policies spelled out in its handbook, [but the school safety plans overstep First Amendment rights and are too binding for victims.](#)"

- **"WPI named Worcester Red Sox academic tech adviser,"** by Cyrus Moulton, **Telegram & Gazette:** "Worcester Polytechnic Institute President Laurie Leshin could neither confirm nor deny a project to develop an advanced nacho-delivery system. But she assured her guests Thursday that technology will be leading off at the new Worcester Red Sox ballpark, as Ms. Leshin and Pawtucket Red Sox Chairman Larry Lucchino signed a deal making WPI the official Worcester Red Sox academic technology adviser. "I've been drafted; the dream of every girl," Ms. Leshin joked as she [donned a Worcester Red Sox jersey and handed Mr. Lucchino a WPI hat at a signing ceremony.](#)"

- **"Salem's Satanic Temple: IRS has designated it a tax-exempt church,"** **Associated Press:** "The Satanic Temple says it's been designated a church by the Internal Revenue Service. The Salem, Massachusetts-based organization provided The Associated Press with a notice it recently received communicating its new tax-exempt status. The letter used a code that classifies it as a "church or a convention or [association of churches.](#)" [The group is now listed in an IRS database for tax-exempt organizations.](#)"

MEDIA MATTERS

- **"Improper Bostonian magazine says it's shutting down after 28 years,"** by Don Seiffert, Boston Business Journal. [Link.](#)

TRANSITIONS - Todd Boudreau and Matt Karlyn join Morrison & Foerster as corporate partners.

MEET THE DOCTOR TAKING OVER FOR ATUL GAWANDE — Asaf Bitton is the incoming head of Ariadne Labs, the Gawande-founded, Harvard-affiliated think tank in Boston that's gotten buzz for its investigations into checklists, safe births and end-of-life care.

So what happens to Ariadne now that its famous founder was tapped to lead a new company for Amazon, Berkshire Hathaway and JP Morgan? "I think

there's a recognition among our key partners and key stakeholders that Ariadne Labs has grown into more than being Atul Gawande's lab," Bitton said on POLITICO's **"Pulse Check" podcast**. "It's a set of programs that are each doing really pathbreaking work, important work." [Link](#).

REMEMBERING JOHN HAVLICEK, from ESPN: "The Boston Celtics announced Thursday evening that John Havlicek, one of the greatest players in the history of one of the sport's most decorated franchises, died at the age of 79." [Link](#).

HAPPY BIRTHDAY - to former **Rep. Niki Tsongas**, who is 73; **Peru state Rep. Paul Mark**, former analyst for the city of Fall River **Ralf S. Rho**, and **Katie Prisco Buxbaum**, southwest finance director for Kamala Harris 2020, and a Gavin Newsom, Andrea Campbell and Renee Korgood alum.

HAPPY BIRTHWEEKEND - to **Patrick Bench**, president of Benchmark Strategies (h/t Nicole Herendeen), MIT's **Seth Mnookin**, **Brendan Joyce** of Northwind Strategies, WEMF's **Mike Crawford**, **Emmett Folger**, **Lou Mandarini**, executive director at Massachusetts Laborers Benefit Funds; and **Mansoor Abdul Khadir**, northeast director for the DNC.

DID THE HOME TEAM WIN? Yes and yes! The **Bruins** beat the Blue Jackets 3-2. The **Red Sox** beat the Tigers 7-3.

Want to make an impact? POLITICO Massachusetts has a variety of solutions available for partners looking to reach and activate the most influential people in the Bay State. Have a petition you want signed? A cause you're promoting? Seeking to increase brand awareness among this key audience? Share your message with our influential readers to foster engagement and drive action. Contact Jesse Shapiro to find out how: jshapiro@politico.com.

A message from the Institute of Politics at Harvard Kennedy School:

The John F. Kennedy Jr. Forum at the Institute of Politics is Harvard University's premier arena for political speech, discussion and debate. The forum hosts heads of state, leaders in politics, government, business, labor and the media, and is free and open to the public. Join us for the following upcoming events:

Ricardo is Dead. Long Live Fair, Balanced, and Reciprocal Trade

Thursday, April 25 - 6:00pm

A presentation on U.S. trade policy by Dr. Peter Navarro, Director of the White House Office of Trade and Manufacturing Policy, moderated by Harvard Kennedy School Dean Doug Elmendorf.

A Conversation with Senator Bob Corker: Reflections on a Life of Leadership

Monday, April 29 - 6:00pm

The Hon. Bob Corker (R-TN), former U.S. Senator from Tennessee, discusses his public service and lessons in leadership with former Secretary of Defense and current Director of the Belfer Center for Science and International Affairs, Ash Carter.

<https://iop.harvard.edu/forum/upcoming>

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BY STEPHANIE MURRAY

GOOD MORNING, MASSACHUSETTS. Happy May!

BUTTIGIEG'S BOSTON SWING — Pete Buttigieg drew 850 people to a grassroots fundraiser in Somerville last night, where tickets [ranged](#) from \$25 to \$1,000 for the sold-out event.

Buttigieg criticized the White House, talked about policing, housing and gun reform, and touched on the gig economy with moderator Brandon Victor Dixon, the "Hamilton" actor who called out Vice President Mike Pence during a performance in 2016. Buttigieg could barely get each sentence out before the crowd broke into applause during the 30-minute speaking event. Earlier in the day, he [drew a crowd](#) to the Boston Public Library for his live hit on WGBH's "Boston Public Radio."

Buttigieg is no stranger to Boston. He spoke at Northeastern University at the beginning of the month, and visited Stop & Shop workers on the picket line in Malden a couple of weeks ago. And he's far from the only 2020 candidate to pop up around here.

Sen. Kirsten Gillibrand was in the city last week , and Sen. Kamala Harris is planning her next Cambridge fundraiser for late May. Not to mention Sen. Bernie Sanders, who recently spoke with supporters in Harvard Square and lunched with state lawmakers at Carrie Nation. Joe Biden pumped up striking workers at Stop & Shop in Dorchester shortly before his launch.

Super Tuesday is almost a year down the road . But visiting the Bay State is a roundabout strategy to shore up support and get on television in neighboring New Hampshire, and raise serious cash from the city's donor network along the way.

"It's sort of a Triple Crown of political events . You can raise money in a place that has money, recruit troops in a place that's very enthusiastic about politics, and you can get media reach right into New Hampshire," Liberty Square Group founder Scott Ferson told me. Ferson advised 2020 candidate Seth Moulton's 2014 House run, but is not working with Moulton in an official capacity this cycle.

With so many people running for president , candidates will need armies of door-knockers to make a dent in the New Hampshire primary. And because the state party is not locked up for either of the Massachusetts candidates, Sen. Elizabeth Warren or Moulton, a large number of grassroots volunteers are up for grabs.

"This is not Mike Dukakis' primary. There's no such fealty to the home grown candidate," Ferson said.

There are plenty of Massachusetts Democrats hungry to try and take down President Donald Trump — they just don't know who they want to knock doors for this fall and winter in New Hampshire. And they have the whole summer to decide.

Have a tip, story, suggestion, birthday, anniversary, new job, or any other nugget for the Playbook? Get in touch: smurray@politico.com.

TODAY — Lt. Gov. Karyn Polito chairs a meeting of the Governor's Council. **Rep. Katherine Clark** delivers a keynote at an "Exploring Online Hate" event hosted by the New America Foundation and the Anti-Defamation League. The **House Committee on Bonding, Capital Expenditures and State Assets** and the **Joint Committee on Public Service** hold hearings. **Boston Mayor Marty Walsh**, **Sociedad Latina** and the **Community Preservation Coalition** celebrate **Community Preservation Act** funding in Mission Hill.

Attorney General Maura Healey visits Holyoke Community College. **Washington Post Editor Marty Baron** speaks at Suffolk University. Former ambassador to Denmark **John Loeb Jr.** speaks at the New England Historic Genealogical Society. **ACLU of Massachusetts Executive Director Carol Rose** speaks at the Worcester County Bar Association's Law Day breakfast. The

Massachusetts Dental Society holds a lobby day.

DATELINE BEACON HILL

- **"James McGinn, former head of Environmental Police, plans to file whistleblower claim against state of Massachusetts," by Steph Solis, MassLive.com:** "Former Massachusetts Environment Police Col. James McGinn, who was fired last year over alleged timesheet irregularities and employee surveillance, plans to file a whistleblower claim against the state, WCVB reported on Tuesday. McGinn, who was appointed to lead the agency under Gov. Charlie Baker, told WCVB that he made the state aware that there was a "complete lack of accountability" within the department. He also said he [refused to participate or accept what he believed to be "unethical and illegal" activities in the agency.](#)"

- **"'Deeply troubled' Gaming Commission allows Wynn to open casino," by Andy Metzger, CommonWealth Magazine:** "WYNN RESORTS WILL need to pay a \$35 million and its CEO Matt Maddox will need to pony up \$500,000 under a Massachusetts Gaming Commission decision that allows the gaming giant to keep its Boston-area casino license and open its Everett resort in June. In its decision, the commission found the company suitable for the license while also requiring it to hire an independent monitor, maintain a separation between the positions of chairman and CEO for 15 years, and bring aboard [an executive coach to provide training to Maddox on leadership, communication, and sensitivity.](#)"

- **"COST CURVE BENDING AGAINST HIGHER EDUCATION ACCESS," by Katie Lannan, State House News Service:** "Anthony Mulligan told state lawmakers Tuesday that his story is not a triumphant one. Recounting how he came to attend the University of Massachusetts Amherst, Mulligan told the Higher Education Committee he was born when his mother was 15 years old. She convinced him to get good [grades and participate in extracurricular activities, always telling him he would go to college, he said.](#)"

- **"UNIONS PRESS LAWMAKERS TO PASS JANUS RULING RESPONSE," by Matt Murphy, State House News Service:** "The labor community presented a unified front to lawmakers on Tuesday, hoping to convince House and Senate leaders to quickly pass a law to strengthen unions in the wake of

the Supreme Court ruling last year that knocked down a union's right to charge fees to non-members. AFL-CIO President Steve Tolman told legislators that action was "long overdue" as he sat at a table surrounded by more than [three dozen labor leaders to testify in front of the Committee on Labor and Workforce Development](#)."

FROM THE HUB

- **"The Battle for Eastie's Soul," by Chris Sweeney, Boston Magazine:**
"Traffic! Crime! Construction! There are a lot of ways to size up life in East Boston today. Maggie Simeone and her husband, Derek Edwards, are as good a place to start as any. Two years ago, the couple bought a condo in Jeffries Point, just a few short blocks from the shore of Boston Harbor. Neither Simeone, a teacher, nor Edwards, a software engineer, knew much about the [neighborhood when they moved in, other than that it was close to downtown and affordable](#)."

- **"Columbia Gas' New President Talks About His Vision For Leading The Company After Disaster," by Kimberly Atkins and Walter Wuthmann, WBUR:** "Columbia Gas of Massachusetts is getting new leadership. The utility's pipelines started more than 100 fires and explosions in the Merrimack Valley last fall, killing one person and injuring two dozen more. The preliminary findings of a federal investigation show the faulty pipe work of one of their engineers caused their lines to over-pressurize. The company has since replaced hundreds [of miles of affected pipes and paid millions of dollars in claims in an effort to restore the damage](#)."

- **RELATED: "Columbia Gas Settles With Lawrence Family Hurt In Explosions," WBUR.** [Link](#).

- **"Walsh names JP vet chief of Veterans' Services," by Sean Philip Cotter, Boston Herald:** " Robert Santiago, a Jamaica Plain resident who served 20 years in the Navy, is being promoted from deputy commissioner of Veterans' Services to the top spot, Mayor [Martin Walsh's office announced Tuesday. Santiago is the first LGBT person to hold the position](#)."

- **"Anti-Semitic incidents in Massachusetts remain high," Boston Herald.** [Link](#) .

- GONE TO THE DOGS: "'Yappier Hour' back on at Liberty Hotel after dog-friendly event was canceled Monday," by Steve Annear, Boston Globe:

"An event at a Boston hotel bar that welcomes people and their pets for after-work drinks and appetizers is back on Wednesday after briefly going to the dogs this week. The Liberty Hotel, which has hosted "Yappier Hour" for nine seasons at its private outdoor patio The Yard, said the event was [scrapped Monday by city officials due to worries about having dogs and cocktails in the same place.](#)"

DAY IN COURT

- "School choice advocates go to court," by Christian M. Wade, The Salem News: "Parents who want to send their children to private religious schools in Massachusetts and many other states are barred from using public funds to offset tuition. Advocates for expanded school choice programs say so-called Blaine amendments, which were written amid anti-Catholic fervor in the late 1800s, prohibit families from using public vouchers or tax credits to help pay for parochial schools in 38 states, including Massachusetts. This week, a Boston-based think tank signed onto a [Montana lawsuit challenging those restrictions and asking the U.S. Supreme Court to intervene.](#)"

- "Kraft defense attorneys try to poke holes in prosecution's case," by Travis Andersen and John R. Ellement, Boston Globe: "The Florida state health inspector who inspected the spa at the center of New England Patriots owner Robert Kraft's misdemeanor prostitution solicitation case testified Tuesday as a hearing on Kraft's motion to suppress video evidence continued into a second day. Karen Herzog, the inspector who conducted an onsite review of the Orchids of Asia Day Spa in Jupiter, Fla. in November at the request of law enforcement, testified Tuesday in Palm Beach County that she initially entered "N/A" for "not applicable" on a [state form in response to a question about whether there were signs anyone was living at the spa.](#)"

WARREN REPORT

- "The Suffolk/Globe poll of N.H. voters has some warning signs for Elizabeth Warren," by James Pindell, Boston Globe: "The latest Suffolk University/Boston Globe poll of likely New Hampshire primary voters may

have some warning signs for Senator Elizabeth Warren's 2020 campaign. The poll, released Tuesday, shows Warren in fourth place with 8 percent support, behind former vice president Joe Biden with 20 percent, Senator Bernie Sanders at 12 percent, and South Bend, Ind., Mayor Pete Buttigieg with a little less than 12 percent of support. Let's recap: Warren visits New Hampshire often. She is well known as a candidate. Her positions are in line with the party's faithful. She has experienced staff on the ground in New Hampshire. Indeed, in a Suffolk poll of state Democrats released almost a [year ago](#), [Warren was the front-runner](#)."

- **"In 'Essence' op-ed, Elizabeth Warren addresses black women maternal mortality," by Arianna MacNeill, Boston.com:** "U.S. Sen. Elizabeth Warren says racism is to blame for why black women are more likely to die in childbirth, but she has also offered a possible solution. In an op-ed for Essence, a magazine geared toward black women, the 2020 presidential candidate noted that work is already being done to increase survival rates, but that she also wants to "hold health systems accountable for protecting black moms." Roughly [700 women die during pregnancy or from complications of giving birth each year](#), [Warren wrote](#)."

FROM THE DELEGATION

- **"Nancy Pelosi to visit Massachusetts to talk about child care," Associated Press:** "U.S. House Speaker Nancy Pelosi is planning to visit Massachusetts to talk about child care. The California Democrat will join members of the state's all-Democratic congressional delegation Friday to tour the Eliot-Pearson Children's School at Tufts University in Medford and learn about the school's approach to early childhood education research. U.S. Reps. Katherine Clark, Lori Trahan and Ayanna Pressley will join Pelosi to meet with early education advocates and discuss [the need for affordable child care and policies aimed at increasing child care accessibility](#)."

- **"Neal attends White House meeting on \$2 trillion infrastructure bill," by Ray Kelly, Springfield Republican:** "House Ways and Means Committee Chairman Richard E. Neal joined a group of Congressional leaders Tuesday at the White House for a meeting with President Donald Trump regarding a \$2 trillion bipartisan infrastructure bill. The Springfield Democrat was accompanied by Speaker of the House Nancy Pelosi, House Transportation [and](#)

[Infrastructure Chairman Peter DeFazio and Senate Democratic Leader Chuck Schumer.](#)"

- **"Angela Davis, Ayanna Pressley lead rally in support of Ilhan Omar," by Zack Budryk, The Hill:** "Activist Angela Davis and Rep. Ayanna Pressley (D-Mass.) joined numerous other black women activists and members of Congress in a rally Tuesday to support Rep. Ilhan Omar (D-Minn.). Davis and Barbara Ransby, a professor at the University of Illinois at Chicago and adviser to the Movement for Black Lives, told Democracy Now they planned the event, called Black Women in Defense of Ilhan Omar, in response to escalating attacks against the freshman Democrat, who said death threats against her spiked after conservatives accused her of minimizing the 9/11 [attacks and President Trump tweeted a video interspersing her words with images from the attacks.](#)"

- **"Democrats paper over rifts at 'Medicare for All' hearing," by Adam Cancryn and Alice Miranda Ollstein, POLITICO:** "House Democrats on Tuesday turned a potentially divisive "Medicare for All" hearing into a high-profile show of solidarity, making a forceful case for universal health care and casting Republicans as the main obstacle to improving the nation's medical system. The Rules Committee session, the first to examine single-payer health care in a decade, skirted the Democrats' [deep divisions over how far left to veer in pursuit of guaranteed health coverage.](#)"

ALL ABOARD

- **"For The T, There's A Board For Every Season — And Reason," by Robin Washington, WGBH News:** "If you have a concern about the T, you've got plenty of places to take it. From state agencies to grassroots groups, there's a plethora of boards and organizations whose main activity revolves around the T. One of these groups is the MBTA Advisory Board. Created by the legislature, the board represents the 176 cities and towns in the MBTA's district that contribute to the T financially. But it's not the main body overseeing the transit agency, and its powers, including budget oversight, have been diminished in recent years. Paul Regan, a longtime T watcher and the MBTA Advisory Board's [executive director, easily rattles off the names of other groups, some with competing interests.](#)"

- **"Despite praise for Weld, Collins and Romney won't say if they'll back Trump primary foe," by Manu Raju and Ted Barrett, CNN:** "Two Republican senators who have been vocal supporters of former Massachusetts Gov. Bill Weld won't say if they are open to backing his insurgent run for the Republican presidential nomination against President Donald Trump. The silence by Republican Sens. Susan Collins of Maine and Mitt Romney of Utah is an indication of the political tight rope GOP critics of the President must walk as he runs for re-election next year. They must decide to back his campaign and satisfy Trump supporters in their states or oppose the President and potentially draw his anger [and their electoral wrath. For now, Collins and Romney are exercising a third option: Staying mum.](#)"

MOULTON MATTERS

- **"Few In Nevada Noticed, But Seth Moulton Matters," by David S. Bernstein, WGBH News:** "A couple dozen political journalists were here Saturday, taking notes as six Democratic candidates for President addressed a large room full of union workers. A seventh candidate was in town the same day, making his first campaign appearances in Nevada, which will vote fourth in next year's nominating process. None of those scribes ventured across town to see Seth Moulton, however, [save this lone exception on assignment from the Congressman's home state of Massachusetts.](#)"

ABOVE THE FOLD

— [Herald](#): "NOW FOR THE ENCORE" — [Globe](#): ""

FROM THE 413

- **"It's much easier to look them in the eye': Hampshire professors say new plan has them telling students college has a future," by Jim Kinney, Springfield Republican:** "Keeping Hampshire College's faculty local — even if they are no longer full-time and working for Smith, Mount Holyoke or UMass — is key to Hampshire's survival, according to faculty members. A series of moves announced Tuesday does just that, with 26 faculty members from Hampshire taking leaves [of absence and taking temporary jobs at the other](#)

[four schools in the Five College Consortium.](#)"

- **"In visit, Polito lauds Williamstown for its affordable housing efforts," by Scott Stafford, Berkshire Eagle:** "When it comes to affordable housing, Williamstown is setting a good example. That was the message from Lt. Gov. Karyn Polito on Tuesday, during a visit designed to promote the state's proposed Act to Promote Housing Choices. "We're here to spotlight what your community is doing to address those housing needs," Polito said, [congratulating town officials for their efforts to expand the types of housing available for working families.](#)"

THE LOCAL ANGLE

- **"SET UP TO FAIL -- Housing crisis makes traffic worse in Massachusetts," by Eli Sherman, WickedLocal:** "Sarah MacDonald works in Cambridge, but she can't afford to live there. Instead, she commutes from Weymouth, and because public transportation is inconvenient to her schedule, she drives each day. "I drive into the city, park at a meter and move it every two hours because parking also isn't affordable," she wrote in an email. Within the last four months, however, her travel time has nearly doubled to over an hour on some days, a trend realized across the state as more people [are choosing to drive instead of using public transportation, according to a recent state report.](#)"

- **HOW DO YOU LIKE THEM APPLES? "Decision by Wellfleet voters called 'the best thing,'" by Doug Fraser, Cape Cod Times:** "When it was created nearly 20 years ago, the HDYLTA Realty Trust name was an in-your-face response to a lawsuit claiming Indian Neck waterfront property owners also owned the beach and tidal flats, and could either evict or charge rent to existing aquaculture farms. But research by an attorney hired by four aquaculturists revealed that 255 acres of tidal flats and beach were not included on upland deeds. The shellfishermen bought the property, and secured their future, for \$25,000. With a vote at town meeting last week and another one at the town election Monday, the town has now agreed to buy the land from [How Do You Like Them Apples trust for \\$2 million, with half that amount coming from an anonymous donor.](#)"

- **MEANWHILE IN NEW HAMPSHIRE:** "New Hampshire is closer to

abolishing the death penalty than advocates have seen in a generation," by Victoria McGrane, **Boston Globe**: "Welch's change of heart is among the factors that have brought New Hampshire to the cusp of abolishing the death penalty — closer than advocates for repeal have gotten in a generation. The state has not executed anyone since 1939, although the convicted killer of Michael Briggs, a Manchester police officer who was shot to death in 2006, is on death row. Earlier this year, both chambers of the state Legislature approved identical bills that change "the penalty for capital murder to life imprisonment without the possibility of parole." But unlike in the past, the state House and Senate did so this time [by margins wide enough to override a planned veto by Governor Chris Sununu, a Republican.](#)"

MEDIA MATTERS

- **Advocacy group Restore Public Trust** placed an ad in the Harvard Crimson pushing the university to reject Trump administration officials connected to family separations at the southern U.S. border. The ad lists former officials including Jeff Sessions and Kirstjen Nielsen, and a red Trump campaign-style hat that reads "PUT KIDS IN CAGES" in white letters. [Link](#).

HAPPY BIRTHDAY - to Worcester state Rep. **Daniel Donahue**, Gimlet Media's **Abbie Ruzicka**, and **Gary Uter**, project manager at Boston Planning and Development Agency.

DID THE HOME TEAM WIN? Yes and no! The **Red Sox** beat the Athletics 5-1. The Bucks beat the **Celtics** 123-102. The Blue Jackets beat the **Bruins** 2-1.

Want to make an impact? POLITICO Massachusetts has a variety of solutions available for partners looking to reach and activate the most influential people in the Bay State. Have a petition you want signed? A cause you're promoting? Seeking to increase brand awareness among this key audience? Share your message with our influential readers to foster engagement and drive action. Contact Jesse Shapiro to find out how: jshapiro@politico.com.

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May 15, 2019

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BY **STEPHANIE MURRAY**

Presented by JUUL Labs

GOOD MORNING, MASSACHUSETTS.

NEW: BUTTIGIEG IS COMING BACK TO BOSTON — Presidential candidate Pete Buttigieg will return to Boston next month for a fundraiser that aims to raise at least \$1 million for his campaign, which hosts say will "make a statement about how important this candidacy is to the future of the United States."

The fundraiser is hosted by philanthropist Jack Connors, the Democrat who [chaired](#) Gov. Charlie Baker's 2018 campaign, Sharon McNally, president of Camp Harbor View and chief of staff in the Connors Family Office, and event planner Bryan Rafanelli, a longtime Clinton supporter.

Tickets are listed at \$2,800 per guest and \$5,600 per couple for the June 20 event, according to the fundraiser [invitation](#).

"We all know that this country is on the wrong track. The rich are getting richer, which is okay - but the poor are getting poorer, and that's not. Healthcare, education, infrastructure, voting rights, immigration policy and relationships with the rest of the world are all in disarray," the hosts wrote in an invitation email.

"We believe that Mayor Pete Buttigieg just might be the right person to turn the ship around. He is the first to say that his candidacy is 'improbable' but there is something about him that inspires courage, hope and optimism," they wrote. Buttigieg was last in Boston at the end of April for [fundraisers](#).

EXCLUSIVE: MASS DEMS PUSH BAKER — The Massachusetts Democratic Party is launching an online petition today with the aim of pushing GOP Gov. Charlie Baker to "clarify his stance" on LGBTQ rights in light of a recent statement from the Massachusetts Republican Party.

The petition comes as Congress prepares to take up the Equality Act, which would grant federal non-discrimination protections for members of the LGBTQ community. And the petition is in response to the Massachusetts Republican Party, which recently shared a [video on Twitter](#) that was critical of transgender athletes choosing to compete in sports in which they gender identify.

"A must-watch. Imagine if this was your daughter, denied a shot at glory because the Radical Left decided their quest for social justice points are more important than her hard work on the track," the MassGOP wrote on Twitter when sharing the video.

The state Democratic Party is calling on the governor to stand up to the "hateful and bigoted rhetoric" coming from the MassGOP. "Governor Charlie Baker refuses to stand up to the chair of his own party," said Massachusetts Democrats chair Gus Bickford. A Baker aide didn't return a request for comment.

With a new leader at the helm of the MassGOP, Baker has faced questions about his party's new messaging style under chair Jim Lyons. "Jim and I, while we absolutely share similar views on a number of issues, including things like the opioid epidemic, there are plenty of issues we disagree on," Baker said during an [appearance](#) on "Keller @ Large" on Sunday.

Baker has a record of supporting the LGBTQ community. The governor signed a transgender anti-discrimination bill into law in 2016, and [wrote an op-ed](#) reiterating support for it last fall, when a 2018 ballot initiative asked Massachusetts voters whether the state should repeal that law. "The commonwealth will not tolerate discrimination against our fellow citizens who are transgender," Baker wrote at that time.

SCOOP: WILL REP. NEAL GET A PRIMARY? — Two Western Mass Democrats — **Holyoke Mayor Alex Morse** and author **David Daley** — met in Northampton several weeks ago to discuss waging primary challenges against

Rep. Richard Neal, according to political consultant Matt Barron, a friend and informal adviser to Daley.

If both men run against Neal, they run the risk of splitting the vote and giving Neal an advantage. And Neal easily defeated his last primary opponent, Springfield attorney Tahirah Amatul-Wadud, with 70.8 percent of the vote last year, even as older, white incumbent lawmakers were toppled by progressive women of color in other districts.

Morse confirmed he met with Daley via a text, but said they discussed "issues of the district" and that he's focused on his job as mayor and hasn't made any decisions. He declined a phone call. Daley declined to comment.

Daley has ramped up criticism of Neal's fundraising practices in a series of newspaper op-eds over the last month. That spat came to a boil when Neal responded to Daley's [Boston Globe](#) op-ed, which accused Neal of auctioning his political positions "to the nation's business elite." Daley, of Williamsburg, is the former editor of Salon.com and author of the book "Ratf**ked," which explores gerrymandering.

Neal [slammed](#) Daley's criticism as a "cheap shot" on Monday and suggested Daley was laying the groundwork for a primary challenge. And that is likely the case: Daley told [WBUR](#) that he's considering running against Neal in 2020.

Neal ascended to chair of the influential House Ways and Means Committee after Democrats took back the House in the 2018 midterm. The longtime Springfield lawmaker is leading Democrats in a [battle](#) with the Trump administration for the president's tax returns. Last month, Morse [met with](#) billionaire Tom Steyer over lunch in Springfield, sparking speculation that he's considering a congressional run. Steyer had spent around \$250,000 to bring his Need to Impeach campaign to the 1st District, with the goal of pushing Neal to request Trump's taxes.

Have a tip, story, suggestion, birthday, anniversary, new job, or any other nugget for the Playbook? Get in touch: smurray@politico.com.

TODAY — Gov. Charlie Baker and Boston Mayor Marty Walsh speak to reporters at Logan Airport before they set off on their trip to Washington, D.C.

Acting Gov. Karyn Polito chairs a meeting of the Governor's Council, chairs an Economic Development Planning Council engagement session at Salem State University, and speaks at the Greater Boston chamber of Commerce annual meeting.

State Rep. Jennifer Benson, state Rep. Liz Malia and state Sen. Cynthia Creem host a legislative briefing on election day voter registration with **Maine Secretary of State Matthew Dunlap** at the State House. The **House** meets in formal session. New England Patriots players **Devin McCourty, Jason McCourty** and **Duron Harmon** hold a press conference to advocate for the Education PROMISE Act at the State House. **Middlesex Sheriff Peter Koutoujian** participates in a legislative briefing with the Congressional Mental Health Caucus in Washington, D.C.

A message from JUUL Labs:

Youth vaping is a problem. We're taking action. No youth or non-nicotine user should ever try JUUL products. We've taken a series of actions to greatly reduce youth use of tobacco products, including our own. Learn more about our youth prevention efforts: [JUUL.com/youth-prevention](https://juul.com/youth-prevention)

DATELINE BEACON HILL

- **"Legislators to vote on hands-free cellphone bill," by Matt Stout, Boston Globe:** "The Massachusetts House is slated to vote Wednesday on a bill that would ban the use of hand-held cellphones while driving and add new language to traffic tickets that could allow officials to track the race of all motorists issued a citation or warning, according to copy of the legislation. The bill and long-awaited vote mark a significant step for an issue that's languished on Beacon Hill for years but has gained steam in recent months, moving Massachusetts [closer to joining 16 other states, including each of its immediate neighbors, that have passed similar proposals.](#)"

- **"Beacon Hill housing debate centers around local control," by Andy Metzger, Commonwealth Magazine:** "THE LATEST BATTLE over state housing laws and what can be built where is a familiar one, pitting those who prize local control against those who think more top-down requirements are

needed to create homes that people can afford. Gov. Charlie Baker has aligned himself with mayors, the Massachusetts Municipal Association, developers, and some housing advocates in favor of lessening the statutory hurdles for zoning changes while leaving those decisions to city councils and town meetings. Supporters of that approach say it would free communities from the current law that empowers a minority in local government to block new development, [and they say it will still leave room for additional legislative housing efforts down the road.](#)"

- **"TUESDAYS BECOMING TOO MUCH TO TAKE IN ON BEACON HILL,"** by Colin A. Young, State House News Service: "Ten minutes after the Joint Committee on Housing hearing was supposed to start Tuesday morning, a court officer approached Rep. William Crocker and asked the legislator, with three empty seats between him and his nearest colleague, "Feeling lonely?" It wasn't that Crocker's colleagues hadn't reported for work Tuesday, but rather that there was so much going on in the State House that lawmakers, lobbyists, activists, reporters and staffers found themselves trying [to be in several places at once, an increasingly familiar feeling on Tuesdays at the State House.](#)"

- **"Gov. Baker And Social Worker Union Announce Reforms For Child Welfare Agency,"** by Jerome Campbell, WBUR: "The Baker administration and leaders of the social workers union on Tuesday announced reforms to improve the foster care process and increase staffing in the state's overburdened child welfare system. Gov. Charlie Baker told reporters that his office has been working with SEIU Local 509 since 2015 to address what he called a history of neglect at the [Department of Children and Families, including a story of a child under DCF supervision who was found dead in 2013.](#)"

- **"BAKER GETS PUSHBACK ON DANGEROUSNESS BILL,"** by Colin A. Young, State House News Service: "Civil rights activists and advocates for people in the criminal justice system told lawmakers Tuesday that passing Gov. Charlie Baker's bill to make it easier for police and the court system to detain defendants deemed a risk [to the community would be taking a step backward from last year's criminal justice reform effort.](#)"

- **"AG's office fining three Saugus families nearly \$450,000 for underpaying domestic help,"** by Katie Johnston, Boston Globe: "The

attorney general is fining three Saugus families nearly \$450,000 for underpaying live-in domestic workers who cooked, cleaned, and took care of their children, sometimes wiring money to the workers' families in the Philippines instead of paying them directly. Attorney General Maura Healey is set to announce citations in three separate cases involving four workers on Wednesday. The employers, who are all originally from the United Arab Emirates and lived in the same building in Saugus, failed to pay minimum wage and overtime to the workers, Healey's office found, in violation of state wage and hour laws and the [Massachusetts Domestic Workers Bill of Rights, which guarantees nannies and housekeepers basic labor protections.](#)"

- **"TUITION FREEZE LANGUAGE IS 'MAJOR CONCERN,' MEEHAN SAYS,"** by Matt Murphy, State House News Service: "After accusing Senate leaders of blindsiding university officials with a budget proposal to freeze tuition and fees next year, UMass President Marty Meehan met with Senate President Karen Spilka in her office Tuesday to discuss how the two sides can move forward. Meehan and Spilka met in the afternoon in her third floor office suite days ahead of the start of the [Senate's multi-day debate over the fiscal 2020 budget. That debate formally begins next Tuesday.](#)"

FROM THE HUB

- **"In prison letters, James 'Whitey' Bulger writes of determination to stay alive,"** by Shelley Murphy, Boston Globe: "A batch of Bulger's prison letters, made available to the Globe, offers fresh insight into his state of mind — by turns, wry, emotional, and bitter — as he neared the end. They also offer a chronicle of how his health was deteriorating in solitary confinement at a penitentiary in Florida, an account that, if accurate, contradicts the authorities who claimed his condition had dramatically [improved, making him eligible for a transfer to the prison in West Virginia where he was murdered.](#)"

- **"Harvard Lampoon apologizes following condemnation of Anne Frank imagery as anti-Semitic, misogynistic,"** by Danny McDonald, Boston Globe: "The Harvard Lampoon, the student-run humor magazine at the Ivy League university, has apologized after imagery featured in the latest issue was condemned as anti-Semitic and misogynistic. A recent edition included an image of Anne Frank's face placed atop the body of a bikini-clad woman. Above was the text, "Gone Before Her Time: Virtual Aging Technology Shows Us

What Anne Frank Would Have Looked Like if She Hadn't Died." Below the image: "Add this to your list of reasons the Holocaust sucked." "They crossed the line from humor into anti-Semitism," said Robert Trestan, the director of [Anti-Defamation League's New England regional office, during a Tuesday phone interview.](#)"

- **"Boston City Councilor Matt O'Malley seeks more restrictions on e-cigarettes," by Brooks Sutherland, Boston Herald:** "Calling the increased use of vapes and e-cigarettes among young kids a "public health crisis," City Councilor Matt O'Malley is asking his colleagues and city officials to engage in a "tough conversation" about potentially banning flavored tobacco that studies show is being used [by around 20 percent of high-schoolers, and rapidly making its way towards middle-schoolers.](#)"

- **"As Everett casino hires many, other businesses feel a pinch," by Katie Johnston, Boston Globe:** "The Encore Boston Harbor, recently cleared to open in late June, is rushing to finish filling 5,500 positions — luring employees from hotels and restaurants, from the airport and convention centers and hospitals, in what is surely one of the biggest hiring sprees in the history of Greater Boston. The hiring rush is causing anxiety among managers across the region, as they lose star players to a shiny new employer offering higher pay and better benefits in a historically tight labor market. At a recent Greater Boston Chamber of Commerce meeting, one manager at a major hotel joked that so many of his employees were being courted by Encore [that he was considering ringing his property with barbed wire, according to several attendees.](#)"

WARREN REPORT

- **"'A hate-for-profit racket': Warren refuses Fox town hall invite," by Alex Thompson, POLITICO:** "Elizabeth Warren turned down a Fox News invitation Tuesday for a televised town hall and denounced the cable network as a "hate-for-profit racket that gives a megaphone to racists and conspiracists." The network has been inviting Democratic presidential candidates to participate in town halls moderated by its news reporters. Bernie Sanders and Amy Klobuchar already done the events, while Pete Buttigieg and Kirsten Gillibrand are scheduled to. All of them have criticized the network's [coverage of the Trump administration but defended going on the network as a means to reach](#)

[voters.](#)"

- **"43% Of Mass. Adults View Sen. Warren Favorably, WBUR Poll Finds," WBUR:** "About just as many Massachusetts adults view U.S. Sen. Elizabeth Warren favorably — 43% — as view her unfavorably — 42% — according to a new WBUR poll (topline results, crosstabs). The Democratic presidential candidate is viewed very unfavorably by the state's Republicans, but 78% of Massachusetts Democrats have a favorable opinion of her. Adults in the state are split on [impeachment of President Trump: 47% say Trump should be impeached, while 46% say he should not.](#)"

- **"A Dark Money Group Is Running Stunningly Racist Elizabeth Warren Ads in Order to Kill a Casino," by Jackie Kucinich and Lachlan Markay, The Daily Beast:** "A racist ad targeting Sen. Elizabeth Warren (D-MA) and an obscure bill to allow a Native American tribe to open a casino in Massachusetts is connected to a longtime conservative, dark money operative, The Daily Beast has learned. The Coalition to Restore American Values has been running ads since November 2018 that, among other things, feature Warren in an Indian headdress and warn against her "casino plan." The group is [registered to David R. Langdon, a long time culture warrior, in July 2018, according to Ohio state records.](#)"

IT'S NOT EASY BEING GREEN

- **"'NET ZERO' PROPONENTS SAY SCIENCE SUPPORTS NEW GOAL," by Matt Murphy, State House News Service:** "With scientists warning that the challenge of preparing for and slowing climate change will get more difficult every year, legislators and climate activists pleaded with leaders on Beacon Hill Tuesday not to wait to accelerate the state's 11-year-old carbon emission reduction goals. Sen. Marc Pacheco, who has long been outspoken about aggressive approaches to climate change, and [Rep. Joan Meschino have both filed legislation that would ramp up the state's emission reduction targets.](#)"



FROM THE DELEGATION

- **"Bay State pols took \$40G in donations from pharma companies sued by AG," by Hillary Chabot, Boston Herald:** "The Bay State congressional delegation pocketed more than \$40,000 in donations from pharmaceutical companies that have been accused of fixing generic drug prices in a scheme that allegedly bilked needy consumers suffering from conditions like diabetes, epilepsy and cancer. Teva Pharmaceuticals, Mylan NV and Novartis' generic drug division Sandoz — key drug manufacturers named in a multi-state price fixing lawsuit filed Friday — gave political donations to U.S. [Reps. Richard Neal, Joseph P. Kennedy III and Seth Moulton as drug prices soared, a Herald review found.](#)"

MARIJUANA IN MASSACHUSETTS

- **"Baker says a marijuana lounge pilot program would 'make a lot of sense,'" by Felicia Gans, Boston Globe:** "Governor Charlie Baker appeared this week to be open-minded to the possibility of a pilot program for marijuana social consumption lounges, ahead of a meeting where cannabis regulators are expected to discuss potential policies for the venues. Baker said decisions about consumption sites are "up to the [Cannabis Control Commission]" but said on Monday that a pilot program would be a good way to determine the "positives and negatives" [of the potential addition to the industry. "It's not up to me." Baker told reporters at the State House.](#)"

ABOVE THE FOLD

— [Herald](#): "BIG PHARMA BIG MONEY," "KANGAROO COURT," — [Globe](#): "DON'T WORRY ABOUT ME, I'M TOO MEAN TO DIE," "Workers hold cards as casino fills jobs."

THE LOCAL ANGLE

- **"Is sea rise wrecking coastal home values? Maybe," by Philip Marcelo, Associated Press:** "For sale: waterfront property with sweeping views of the Atlantic Ocean. Waves erode beach regularly. Flooding gets worse every year. Saltwater damage to lawn. Asking price: anyone's guess. Some research suggests rising sea levels and flooding brought by global warming are harming coastal property values. But other climate scientists note shortcomings in the studies, and real estate experts say they simply haven't seen any ebb in demand

for coastal homes. So how much [homeowners and communities should worry — and how much they should invest in remedies — remains an open question.](#)"

- **"Worcester school policy changes would back away from zero tolerance on banned substances,"** by Scott O'Connell, **Telegram & Gazette**: "A new proposal before the School Committee would back away from zero tolerance language in the district policy handbook for students found with drugs or tobacco on school grounds. The district's school safety director, Robert Pezzella, however, said that in practice schools already are employing more proactive approaches, rather than automatic punishment, to dealing with students caught with banned substances. Paige Tobin, the district's lawyer, said the submitted policy manual updates, which will go before the School Committee at its meeting Thursday night, include the removal of a reference to alcohol possession potentially leading to expulsion — [a consequence not permitted under the state's Chapter 222 student discipline law that went into effect in 2014.](#)"

- **"Massachusetts workers pay more for health insurance, but coverage lacking,"** by Eli Sherman, **WickedLocal**: "During the last 20 years, Mitchell Paine has watched his health insurance costs increase more than five times to \$644 per month. Meanwhile, he has noticed the quality of his coverage -- paid in part by different employers over the years -- has gotten worse. "It's not only the cost increase, it's what you get for it," said Paine, who has a family of five. "A family almost has to set aside \$6,000 just in case some major event occurs." Since Massachusetts health care reform in 2006 and the passage of the Affordable Care Act two years later, divisive public debate has raged around [issues related to the two laws, including Medicaid and the health-insurance market for individuals.](#)"

- **"Vaping is a generational health threat, critics say,"** by Mary Whitfill, **Patriot Ledger**: " Lawmakers, health officials, student advocates, school officials and the state's top law enforcement official have one thing to say to the vaping industry: Your days are numbered. In a panel discussion hosted by The Patriot Ledger on Monday, local and state officials said they are rallying together to take steps against what they see as a generational epidemic of e-cigarette use and nicotine addiction. With the number of teenagers who regularly ingest nicotine through vape pens, e-cigarettes and other devices skyrocketing over the last [five years, experts say they're seeing echoes of their](#)

[fight against cigarette use decades ago."](#)

MEDIA MATTERS

- **Jazmine Ulloa** joins the Boston Globe's Washington, D.C. bureau. Ulloa comes to the Globe from the Los Angeles Times. [Tweet](#).

TRANSITIONS - former **Sen. Mo Cowan** replaces **Ann Klee** as operations exec at General Electric Co. [Link](#).

MAZEL! to **State Rep. Maria Robinson**, who announced she finalized the adoption of her daughter, Marissa Robinson, yesterday. [Tweet](#).

HAPPY BIRTHDAY - to MuckRock executive editor **J. Patrick Brown**.

DID THE HOME TEAM WIN? Yes and no! The **Bruins** beat the Hurricanes 2-1. The **Rockies** beat the **Red Sox** 5-4.

DEPARTMENT OF CORRECTIONS: The Fund Our Future campaign State House lobby day and rally on the Boston Common is set for Thursday, not yesterday. Hopefully they get better weather!

Want to make an impact? POLITICO Massachusetts has a variety of solutions available for partners looking to reach and activate the most influential people in the Bay State. Have a petition you want signed? A cause you're promoting? Seeking to increase brand awareness among this key audience? Share your message with our influential readers to foster engagement and drive action. Contact Jesse Shapiro to find out how: jshapiro@politico.com.

A message from JUUL Labs:

We're combating the problem of underage vaping by:

Advocating for raising the legal age to purchase our products to 21+ nationwide.

Stopping the sale of non-tobacco and non-menthol based flavored JUULpods to traditional retail stores.

Enhancing our online age verification process.

Strengthening our retail compliance program with over 2,000 secret shopper visits per month.

Shutting down our Facebook and Instagram accounts and working to remove inappropriate social media content generated by others on those platforms.

And investing in new technologies to further prevent youth use.

[JUUL.com/youth-prevention](https://juul.com/youth-prevention)

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May 17, 2019

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BY **STEPHANIE MURRAY**

Presented by JUUL Labs

GOOD MORNING, MASSACHUSETTS. TGIF!

WEST COAST WELD — Former Gov. Bill Weld might be an East Coast guy, but he's banking on West Coast voters to give him a boost in the presidential primary against President Donald Trump.

"I would predict that I would win the California primary over Mr. Trump," Weld said during an appearance on NECN's "DC Dialogue" show, which airs Sunday.

Performing well in the Golden State would help Weld make a racket at the Republican National Convention — the California Republican Party will divvy up its delegates based on proportion of the primary vote this cycle. That's unlike many states, including Weld's home turf of Massachusetts, which will use a winner-take-all format to award delegates.

But Weld faces the same problem in California that he faces nationally. Republicans are pretty happy with Trump. Around 80 percent of California Republicans approve of Trump's job performance, according to a [recent poll](#).

While Weld continues to hammer the president on television and during trips to New Hampshire, his message isn't sticking with Republican voters. Eighty-four percent of Republican and Republican-leaning voters say they will vote for Trump in the primary, according to a Quinnipiac University [national poll](#) released April 30. Only 3 percent say they will vote for Weld. The former governor will hold a meet-and-greet in Exeter, N.H. tomorrow.

Have a tip, story, suggestion, birthday, anniversary, new job, or any other nugget for the Playbook? Get in touch: smurray@politico.com.

TODAY — Boston Mayor Marty Walsh attends the 401 Park ribbon cutting. **Attorney General Maura Healey** speaks at the Associated Industries of Massachusetts annual meeting. **Sen. Ed Markey** attends a legislative luncheon in Westport and tours the Manet Community Health Center in Taunton. **Boston City Councilor Matt O'Malley** holds office hours during his morning commute via bicycle.

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Youth vaping is a problem. We're taking action. No youth or non-nicotine user should ever try JUUL products. We've taken a series of actions to greatly reduce youth use of tobacco products, including our own. Learn more about our youth prevention efforts: [JUUL.com/youth-prevention](https://juul.com/youth-prevention)

DATELINE BEACON HILL

- **"Frustrated With Beacon Hill, School Funding Supporters Fill Boston Common In Protest,"** by Mike Deehan, WGBH News: "Hundreds of public school teachers, students and supporters joined organized labor leaders on the Boston Common Thursday to demand that lawmakers on Beacon Hill provide more funding for local schools. Standing on stage, with the State House dome in the background, Boston NAACP president Tanisha Sullivan said school funding is a racial justice issue because the current formula gives wealthy white communities more from the state than communities of color. "Working class families are the backbone of our economy. They are the engine that keeps this commonwealth running ... and the children growing up in those families [deserve the same access and support as children from more wealthy families.](#)" [Sullivan said.](#)"

- **"Beacon Hill lawmakers drag their feet on sports betting,"** by Andy Rosen, Boston Globe: "The state Legislature is unlikely to decide whether to legalize sports betting in Massachusetts before the fall, two key lawmakers said Thursday. That means another football season will begin without any legal wagers here, and the state will likely leave millions in revenue on the table. The

debate over gambling expansion on Beacon Hill has slowed to a crawl in the year since a US Supreme Court ruling cleared the way for states to legalize wagers on athletic contests, despite an initial burst of enthusiasm that Massachusetts would be among the first to act. In the meantime, a dozen states, including Rhode Island, have moved to join Nevada in authorizing sports bets. Industry players, including sports leagues, casinos, and online gaming companies, have backed some form of legalization here. And Governor Charlie Baker has put his weight behind the push, proposing legislation in January that [he said would generate some \\$35 million in taxes and licensing fees in the coming fiscal year.](#)"

- **"Massachusetts AG Maura Healey: Investigation into state police overtime scandal isn't over," Scott J. Croteau, Springfield Republican:** ""It's not over." That was the statement made by Massachusetts Attorney General Maura Healey when she was asked about the investigation into the Massachusetts State Police overtime scandal. As charges began to be filed against troopers last year, both in state and federal court, Healey told reporters she expected more indictments in the future. Healey said that in September 2018. As of Thursday, three troopers were charged by her office in state court. Another six [troopers were charged in federal court as well, with all of them pleading guilty to embezzlement charges.](#)"

- **"GALVIN WANTS EARLY VOTING AHEAD OF PRESIDENTIAL PRIMARY," by Matt Murphy, State House News Service:** "Ten months before the 2020 Massachusetts presidential primary, Secretary of State William Galvin is trying to force lawmakers to decide whether to expand early voting and give voters five extra days beginning in February cast their ballots. Galvin, who has previously backed an expansion of early voting to include the presidential primary election, drafted a proposal that Sen. Michael Brady, of Brockton, has filed as an amendment to the state budget. If adopted when the Senate debates its version of the fiscal 2020 spending bill next week, the question of early voting in the [2020 primary will move into conference committee negotiations between the House and Senate.](#)"

- **"Two Days Into Weymouth Gas Compressor Hearings, Safety Of Emissions Disputed," by Craig LeMoult, WGBH News:** "Two days into testimony over an appeal of the state Department of Environmental Protection's approval of a natural gas compressor station in Weymouth, some

witnesses have raised concern about the safety of the station's expected emissions, while others testified that any toxins released would be within safety limits. The DEP issued an air quality permit for the project in January, allowing the project to move forward. Opponents of the compressor station filed an appeal, which is what's being considered in this week's hearings. Compressor stations increase the [pressure of natural gas in pipelines, speeding the movement of the gas so it can travel further.](#)"

- "Is The Mass. GOP Charlie Baker's Party — Or Donald Trump's?" WGBH News. [Link](#).

FROM THE HUB

- "15 Years After Massachusetts Legalized Same-Sex Marriage, The Fight For Equality Continues," by Gabrielle Emanuel, WGBH News: "Same-sex marriage seemed impossible — until the first couples wed in Massachusetts 15 years ago. Both proponents and opponents were energized as wedding bells rang across the state. Catapulted into the limelight, the issue of marriage equality dominated much of the political and social discourse for the next decade. Now, same-sex marriage is legal nationwide, and public support has grown significantly. But, as people involved on both sides of the landmark [lawsuit that made gay and lesbian marriages a reality look back, they say, the fight is not over.](#)"

- "Campbell seeks details on funds for violence prevention," by Jennifer Smith, Dorchester Reporter: "As Boston Police districts in Dorchester and South Boston begin training with new body cameras, efforts to address spikes in violence and the resulting long-term trauma are ongoing at the city and local level. City Council President Andrea Campbell is calling for a hearing on how violence prevention and intervention funds are being used in the city. Campbell, whose District 4 covers Dorchester and Mattapan and [pieces of Jamaica Plain and Roslindale, filed a hearing order at last week's general council meeting.](#)"

- "National Grid's 7-month lockout cost utility \$362 million," by Jonathan Ng, Boston Herald: "National Grid said the work done by contractors during the seven-month lockout in Massachusetts cost the company \$362 million, according to its annual financial report. "During the protracted labour dispute,

we brought in contractors and additional supervision to ensure that we completed our work safely, particularly during the peak winter months when there are increased volumes and costs of jobs," said National Grid CEO John Pettigrew in a statement Thursday. "As a result of this we incurred an exceptional charge of £283 million to deliver a reliable and safe service." Nearly 1,250 union workers were locked out by the London-based utility in late June after a previous collective bargaining agreement expired and negotiations broke down. In January, the two unions representing [the workers voted to ratify a new contract agreement that will last for another five and a half years.](#)"

- "An Alternative to Boston Calling Is Brewing in Dorchester: 'Boston Answering,'" by Spencer Buell, **Boston Magazine**: "Last year, when Boston hip hop artists Cousin Stizz and STL GLD were on the lineup, Dorchester's Cliff Notez was thrilled to show up and support his friends at Boston Calling. It felt good, he says, to see two stars of the city's hip hop scene on stage at the three-day event, which draws tens of thousands to the Harvard Athletic Complex each year and is now considered one of the top music festivals in the country. But when the list of acts booked for the 2019 edition of the festival was [announced in January, it felt like a let-down, he says. There were no Boston hip hop acts to be found.](#)"

THE OPINION PAGES

- "Everybody does it? Not by a long shot, Rep. Neal," by David Daley, **Daily Hampshire Gazette**: "Everybody does it. That's essentially Rep. Richard Neal's response to my criticism in The Boston Globe of his pay-for-play fundraising and lavish galas where he's wooed Washington lobbyists and stuffed his pockets with hundreds of thousands of dollars in campaign cash since his re-election last fall. [The congressman is wrong. Everybody is not doing this. And even if they were, that wouldn't make it right.](#)"



DAY IN COURT

- "Federal judge allows ACLU's class action suit on behalf of undocumented spouses to extend to all of New England," by Jacqueline

Tempera, MassLive.com: "A federal judge ruled Thursday that an ACLU lawsuit challenging a Trump administration practice of arresting undocumented immigrants visiting federal offices hoping to secure their legal status can be extended to all of New England, potentially adding "hundreds or thousands" of similarly situated couples to the lawsuit. Judge Mark Wolf allowed the suit to extend to all of New England - the area covered by U.S. Immigration and [Customs Enforcement's Boston field office during a hearing in a Boston federal court on Thursday.](#)"

- **"Alexander Hamilton letter stolen from the Massachusetts Archives decades ago by former employee is found; government now wants it back," Scott J. Croteau, MassLive.com:** "A letter written by Alexander Hamilton in 1780 and stolen from the Massachusetts Archives decades ago by a former employee has been found, according to a recent filing in federal court. The government now wants it back. A prosecutor for the U.S. Attorney's Office in Massachusetts filed a forfeiture complaint in federal court in Boston Wednesday asking a judge to order the letter be given back to the government. According to the complaint, Hamilton, one of the founding fathers of the United States, wrote a letter dated July 21, 1780 to [Marquis De Lafayette, a Frenchman who fought in the American Revolutionary War.](#)"

WARREN REPORT

- **"Drain the swamp? Warren says it's time to stem Pentagon-to-lobbying revolving door," by Aamer Madhani, USA TODAY:** "Democratic presidential candidate Elizabeth Warren said Thursday she wants to implement new ethics rules that would require former senior military officers and top Pentagon civilians wait at least four years before they can be employed by private defense contractors who do business with the U.S. Defense Department. Watchdog groups for years have decried the revolving door of retired generals, admirals and civilian brass who jump from their Pentagon posts to lucrative positions at major [defense contractors who do billions of dollars of business annually with the U.S. government.](#)"

- **"Elizabeth Warren's war on Fox News puts her party in a tough spot," Aaron Blake, The Washington Post:** "For the better part of the past few months, HBO host Bill Maher has been pleading with Democrats to go on Fox News. It's not that he agrees with Fox's programming or journalism; he just

thinks Democrats need it to win. Even if there aren't many gettable votes, he says, "You got to get in the bubble." Elizabeth Warren is going in an entirely different [direction, though. And the pressure is on her opponents and party to decide what to do about it.](#)"

KENNEDY COMPOUND

- **"The U.S. Is About to Decide if LGBTQ People Truly Count as Citizens," by Rep. Joe Kennedy III, Vice:** "Discrimination against LGBTQ people is still legal in 30 states. But this week, the House of Representatives will debate and vote on legislation that would end such legal discrimination. Because of the activists and advocates of the civil rights movement, discrimination on the basis of race, gender, religion, sex, and national origin was deemed illegal in the U.S. in the 1960s. By amending the Civil Rights Act to extend its protections to include sexual orientation and gender identity, the Equality Act promises freedom from discrimination to LGBTQ people in the contexts of [housing, credit, public accommodations, education, federal financial assistance, and jury duty.](#)"

MARIJUANA IN MASSACHUSETTS

- **"Mass. Regulators Endorse Policy That Could Lead To Pilot Program For Cannabis Cafes," by Steve Brown, WBUR:** "It will probably be more than a year before the first "cannabis cafe" can open its doors. But, on Thursday, the Cannabis Control Commission narrowly approved a policy that may lead to a pilot program to allow limited locations where people could consume marijuana products in public. There are indications the commission may still decide to wait until the fall — or even later — to approve regulations, but the group will decide on that in two weeks. Commissioner [Shaleen Title supports social consumption sites, and said there's a need for that type of business.](#)

MOULTON MATTERS

- **"A Long Talk With Seth Moulton," by Gabriel Debenedetti, New York Magazine:** "Seth Moulton, the Massachusetts congressman who's best known for trying to topple Nancy Pelosi after the 2018 midterms, is insisting that voters are over that, and that the pair of Bostonians who just greeted him are atypical. We're sitting in a loud sandwich shop near the statehouse, and a

woman has just stopped by our table to wish him luck in his long-shot presidential run, while the man at her side looks more skeptical, because, he tells Moulton, "I like Nancy Pelosi!" Moulton, of course, is not running a presidential campaign about the Speaker of the House. He's trying to put national security front and center, after successfully working with a wide range of fellow veteran candidates in the 2018 midterms. "If someone asks about health care, I talk about how I'm the only candidate in this race who has single-payer health care, and what that means," he tells me, referring to the Veterans Affairs system. For Moulton, like almost everyone else in the race, the hard part will be breaking through in the 20-something person field. [But his task is also to establish a national profile apart from his Pelosi experience.](#)"

- **OUCH: "Lawrence mayor says Moulton, others should drop out," by Keith Eddings, The Salem News:** "Between retweeting mundane comments by the city's public works and police departments Thursday about replacing water pipes and closing streets, Mayor Daniel Rivera had a tweet for the two dozen or so Democrats running for president. Enough already. "Looking more like a circus then (sic) a primary!" Rivera tweeted, responding to news that New York City Mayor Bill de Blasio entered the race of Democratic presidential wannabes earlier Thursday...Where are the party leaders on this matter? Where's the person who says to Seth Moulton, 'What are you doing?' Then goes to the press and says, ' [We love the congressman, but he shouldn't be running for president.](#)'"

ABOVE THE FOLD

— [Herald](#): "NEXT UP: CUP!" — [Globe](#): "Lawmakers drag feet on sports betting," "\$30m awarded for child's injuries," "CLOSING IN ON THE CUP."

EYE ON 2020

- **"LIVELY PASSES ON RUN FOR CONGRESS, BLAMES "BAKER MACHINE,"** by Matt Murphy, State House News Service: "Conservative pastor and former GOP gubernatorial candidate Scott Lively said Thursday he would not run for Congress in 2020 after challenging Gov. Charlie Baker last year, blaming the "Baker Machine" and its hold over the state Republican Party. Lively, who earned 36 percent of the Republican primary vote for governor in 2018, said earlier this year that he was exploring a run for

Congress, potentially in any of the state's nine Congressional districts. The controversial Springfield pastor, however, pulled the plug on those ambitions [Thursday, describing Baker's control over the MassGOP as an insurmountable obstacle.](#)"

THE LOCAL ANGLE

- **"Southbridge teacher allegedly plants live round of ammo in school," by Brian Lee, Telegram & Gazette:** "A high school science teacher was arrested Thursday morning on charges he allegedly planted a live 9 mm round of ammunition at his school as a means to bring metal detectors to the facility on Torrey Road. The teacher, Alfred J. Purcell III, allegedly placed the live round in a rear stairwell, returned, and created a commotion when he reported to school staff via a radio system that he had found it, police said. The teacher, according to authorities, admitted he was trying to bring attention to concerns about school safety. The teacher told authorities it needs more security, specifically [metal detectors in the facility, which is a combined building for middle and high school students.](#)"

SPOTTED: 2016 presidential candidate **Martin O'Malley** introducing Boston City Councilor **Matt O'Malley** at his reelection kickoff at the Squealing Pig. Matt O'Malley was Martin O'Malley's surrogate at the Massachusetts Democratic Convention. [Tweet.](#)

TRANSITIONS - Jennifer Braceras and **Ann Sullivan** join Mass Fiscal's board of directors.

HAPPY BIRTHDAY - to **Ralph Neas**, who is 73.

DID THE HOME TEAM WIN? Yes! The **Bruins** beat the Hurricanes 4-0.

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May 21, 2019

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BY **STEPHANIE MURRAY**

Presented by JUUL Labs

GOOD MORNING, MASSACHUSETTS.

LISS-RIORDAN TAKES ON MARKEY — Brookline attorney Shannon Liss-Riordan [launched](#) her primary challenge against Sen. Ed Markey yesterday, making her the latest Democrat vying to take down an established incumbent in Massachusetts.

"There's been so much that's been happening in our country in the last few years. The 2016 election, last year's corporate tax cut, the hard right turn of the U.S. Supreme Court, the Brett Kavanaugh Supreme Court hearings last fall," Liss-Riordan told me yesterday. "I felt like I couldn't stand back and watch it happen anymore."

Liss-Riordan has worked for 20 years as an attorney focused on workers' rights, and considers herself a political outsider. She's won cases on behalf of workers against corporations like Starbucks. The Brookline Democrat said running for Senate feels like a return to her "activist roots," when she was an organizer in the women's movement around the time of Anita Hill's testimony in 1991.

Liss-Riordan has visited Democratic town committees in places like Bellingham, Amesbury, Watertown and Amherst in the lead-up to her announcement yesterday. She's also setting herself apart from Markey on issues like how to deal with President Donald Trump.

"I think Donald Trump needs to be impeached," Liss-Riordan said. "I think we need to impeach him and I think we need to do it now."

She's not the only candidate taking on an incumbent this cycle. After Rep. Ayanna Pressley's upset primary win over longtime lawmaker Mike Capuano, and Rep. Alexandria Ocasio-Cortez's victory in New York, ambitious progressives across the country are looking to upset the establishment.

Ihssane Leckey, a 34-year-old former Wall Street regulator, filed with [the FEC](#) to run against Rep. Joe Kennedy III on May 10. Leckey, who lives in Brookline, attended an EMILY's List training in Boston earlier this month, according to her campaign.

"Congressman Kennedy believes the strength of our democracy lies in the opportunity for anyone to raise their voice and join in the electoral process. As he continues to serve the people of the 4th District in Congress, he welcomes any candidate who wishes to run," Kennedy spokesman Dan Black said in an email. Additionally, [Brianna Wu](#) is taking another shot at running against Rep. Stephen Lynch this year.

And if Holyoke Mayor Alex Morse moves forward with plans to primary Rep. Richard Neal, things could get heated by the time Massachusetts Democrats hold their convention in September. The annual party meeting will be held in Springfield this year — on Neal's home turf.

Have a tip, story, suggestion, birthday, anniversary, new job, or any other nugget for the Playbook? Get in touch: smurray@politico.com.

TODAY — Gov. Charlie Baker and Springfield Mayor Domenic Sarno speak at the opening of Tommy's House in Springfield. **Lt. Gov. Karyn Polito, state Rep. David Nangle and Lowell Mayor Bill Samaras** speak at the Middlesex Coalition annual meeting. **Polito** co-chairs an Economic Development Planning Council engagement session in Lowell.

The **Senate** debates its fiscal 2020 budget. **State Sen. Harriette Chandler and state Rep. Denise Garlick** speak at an event advocating for increased funding for nursing homes. Former governor and presidential candidate **Bill Weld** speaks at the Kennedy Institute. **Boston City Councilor Michelle Wu** rallies for City Council candidate **Kenzie Bok** outside Berklee College.

A message from JUUL Labs:

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DATELINE BEACON HILL

- **"COMPRESSOR STATION PERMIT BASED ON INCOMPLETE AIR TESTS, STATE ADMITS,"** by Chris Lisinski, **State House News Service:** "Last year, the Department of Environmental Protection sent air samples from the site of a proposed natural gas compressor station to a private laboratory and asked scientists to test for the presence of 64 different potential toxins. What they initially got back — and what was used to perform a health impact assessment that led to a green light for the controversial project — was based on tests that only looked for 40 different toxins. That omission as explained by the department on Monday, and scrutiny over the DEP's decision to wait three days before turning over the full data set to project opponents last week, raised new questions about how the state will proceed with an appeal [of an air quality permit central to a major natural gas pipeline expansion project into New England](#)."

- **"Baker to refile bill on sexual predators,"** by Christian M. Wade, **The Salem News:** "Gov. Charlie Baker will ask lawmakers once again to limit the release of sexual predators from prison. The move follows last week's ruling by the state's highest court clearing the way for the eventual release of Wayne Chapman. Convicted of raping two Lawrence boys in 1975, Chapman is also a suspect in the 1976 disappearance of Angelo Puglisi Jr., 10, of Lawrence. He has admitted to raping as many as 100 boys in eight states and Canada. Chapman, 71, has been in prison for more than 40 years, most recently under the state's civil commitment law. But the state Supreme Judicial Court ruled last week that he should be [released immediately because two psychologists found he is no longer a threat to public safety](#)."

- **"Hate Crimes Fuel Push For State Security Funds,"** by Colin A. Young, **State House News Service:** "Amid a national trend of rising anti-Semitic assaults and near-record numbers of anti-Semitic incidents in Massachusetts,

leaders in the Jewish faith find themselves trying to balance the traditional open and welcoming nature of synagogues and Jewish community centers with the safety and security of their congregants. The number of hate crimes — including crimes motivated by race, religion, ethnicity and more — reported to the state increased by almost 10 percent to a 10-year high in 2017. Though the issue is not exclusive to any single religion, the Anti-Defamation League said last month that 2018 was "the second highest year [for anti-Semitic incidents in Massachusetts on record,](#)" [with 2018 ranking second only to 2017.](#)"

- **"Bill would impose death penalty for cop killers in Massachusetts," by Mary Markos, Boston Herald:** "Cop killers could be sentenced to death in Massachusetts under a bill filed by lawmakers who say police are "under attack," after the state lost three officers in the line of duty in recent years. "Our law enforcement officers are under attack and under assault," Rep. Shaunna O'Connell told the Herald. "We need to show our law enforcement officers that we support them, that we stand with them and we need to show criminals that, if you take the life of a law enforcement officer, you're going to face that same fate." O'Connell (R-Taunton) filed a bill with Rep. David DeCoste (R-Norwell) [to have the option to sentence adults over the age of 18 to death if they murder a police officer.](#)"

CASINO SAGA

- **"Why would Wynn consider selling its Everett casino when it's so close to opening?" by Mark Arsenault and Joshua Miller, Boston Globe:** "After eight years of regulatory hurdles, record fines, and damaging fallout from a sexual misconduct scandal, Wynn Resorts has finally reached the 1-yard line, only five weeks away from opening its \$2.6 billion casino resort along the banks of the Mystic River in Everett. So why on Earth would they punt now? The high-stakes mystery hovers over ongoing discussions between Wynn Resorts and MGM Resorts about a potential sale of Encore Boston Harbor, which is scheduled to [open June 23 with 671 hotel rooms, 15 bars and restaurants, and a massive gambling hall.](#)"

- **"House Speaker Robert DeLeo: Wynn, MGM negotiations over Encore Boston Harbor 'a surprise in terms of timing,'" by Steph Solis, MassLive.com:** "Massachusetts House Speaker Robert DeLeo said on Monday that Wynn Resorts' talks with MGM Resorts International over a possible sale

of the Everett casino were "a surprise in terms of timing." DeLeo noted that legislators anticipated such negotiations where a casino giant could try to buy or run more than one casino in Massachusetts, [which is why the law was written to prevent a gaming monopoly in the commonwealth.](#)"

- **"Watchdog: Time to clean house at Massachusetts Gaming Commission,"** by Joe Dwinell and Mary Markos, **Boston Herald:** "The state's beleaguered gaming commissioners are being played "like minor leaguers" and need to do their jobs — or be entirely replaced — watchdogs told the Herald. The biting criticism comes after the blockbuster news that Wynn Resorts and MGM Resorts are in talks to possibly sell the \$2.6 billion Everett casino that's slated to open June 23. That's [after the commission found Wynn lied on its application, but let the casino giant keep its license.](#)"

FROM THE HUB

- **"Mayor Pete and the Order of the Kong: How Buttigieg's Harvard pals helped spur his rise in politics,"** by Liz Goodwin, **Boston Globe:** "A tired-looking Senator Ted Kennedy was nearing the end of a question-and-answer session with students at Harvard's Institute of Politics when a young man in a white button-down shirt approached the microphone. It was January 2003, President George W. Bush was enjoying high approval ratings, and an ambitious college junior with his own political aspirations wanted to know whether Democrats would ever find their way out of the wilderness. "Thank you, sir. [My name's Peter. I'm a student at the college.](#)" said a 21-year-old Pete Buttigieg in a surprising baritone."

- **"Pride and politics at Haitian parade,"** by Yawu Miller, **Bay State Banner:** "Wearing the red, white and blue colors of their native country's flag, members of the city's Haitian community turned out in the thousands for this year's Haitian American Unity Parade, which kicked off in Mattapan Square Sunday. Among the revelers who turned out for the annual event were more than a few office-seekers. With 25 city council candidates running for the four at-large seats on the body, another 25 running for the three district seats being vacated this year, and eight [more challenging incumbent district councilors, the political season in Boston is in full swing.](#)"

- **"Allston project could mean big commute changes,"** by Bruce Mohl,

CommonWealth Magazine: "STATE TRANSPORTATION OFFICIALS, grappling with the tradeoffs involved in replacing a deteriorating section of the Massachusetts Turnpike in a space-constrained area near Boston University, say they are considering a number of temporary solutions, including reducing the number of Turnpike lanes, eliminating one of the two commuter rail tracks on the Worcester Line, or building a roadway out over the Charles River. All of the options would be temporary and would be used to free up enough space for phased construction while keeping traffic flowing as the mammoth project is carried out over an 8 to 10-year period starting in the [third quarter of 2022](#). [State officials have warned that travel disruptions could be severe over that time period](#)."

DAY IN COURT

- **"After demotion, Brandeis employee files discrimination suit against the school," by Danny McDonald, Boston Globe:** "A Brandeis University employee has filed a \$2 million-plus discrimination lawsuit against the school, alleging she was unfairly demoted after the men's basketball coach was fired following complaints of racism and unprofessional behavior. In the lawsuit, filed in Middlesex Superior Court, Robin Nelson-Bailey, a 43-year-old black woman who lives in Framingham, said she was "discriminated and retaliated against based on her gender and race." [A Brandeis spokeswoman declined to comment on the lawsuit on Monday](#)."



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DATELINE D.C.

- **"Sen. Schumer Calls For Probe Of Rail Tech From Chinese Company That's Building MBTA Cars," by Michael Balsamo, The Associated Press:** "The U.S. Senate's top Democrat is calling on the federal government to step in and investigate whether a plan for new subway cars in New York City designed by a Chinese state-owned company could pose a threat to national security. Sen. Charles Schumer of New York said in a statement Sunday that he's asked the Commerce Department to conduct a "top-to-bottom review" after CRRC, one of the world's largest train makers, won a design contest for new subway cars that would include "modern train control technology." The company hasn't won a contract in New York City, which has America's biggest transit system, but it has been awarded [contracts in recent years for new subway cars in Los Angeles, Chicago, Boston and Philadelphia.](#)"

MOULTON MATTERS

- **"CNN to host four more presidential town halls: Bennet, Moulton, Ryan and Swalwell," by Eli Watkins, CNN:** "Four Democratic presidential contenders will face the public live on CNN in a series of town halls, CNN announced Monday. Colorado Democratic Sen. Michael Bennet will be first up in an event moderated by CNN's Dana Bash at 10 p.m., ET, on Thursday, May 30. Then on Sunday, June 2, [CNN's Victor Blackwell will moderate a town hall with Massachusetts Rep. Seth Moulton.](#)"

EYE ON 2020

- **"Ed Markey faces Senate challenge: high-profile labor lawyer Shannon Liss-Riordan," by Victoria McGrane, Boston Globe:** "Massachusetts voters officially have a 2020 Senate primary on their hands. Shannon Liss-Riordan, a high-profile labor attorney, announced Monday that she is running for the US Senate, challenging Senator Edward J. Markey in a Democratic primary next year. Liss-Riordan, who has gained national attention for lawsuits representing workers against Uber and other corporate giants, doesn't mention Markey by name in either the e-mail she sent to supporters Monday morning or the two-minute launch video on her website. Instead, she framed her candidacy in populist terms, pitching herself as an outsider [who can break the partisan](#)

[deadlock in Washington and disrupt the grip of wealthy special interests.](#)"

ABOVE THE FOLD

— [Herald](#): "GAME OVER!" "TRUST BETRAYED," — [Globe](#): ""

FROM THE 413

- **"The income inequality problem Massachusetts ignores," by Sen. Adam Hinds, Boston Globe Magazine:** "Let's say you, your spouse, and your two kids live in Mattapan. The closest elementary school for your son, in first grade, is in Waltham. And the closest preschool for your daughter is in Hyde Park. Your employer lets you work remotely, but your neighborhood doesn't have broadband Internet access, so you have to drive to a co-working space in the Back Bay, because the MBTA has terminated service to your area. For medical care, [the closest hospital is in Wellesley. Isn't life complicated enough without obstacles like these?](#)"

THE LOCAL ANGLE

- **"911 calls are supposed to be public records, but these Massachusetts agencies are keeping them secret," by Melissa Hanson, MassLive.com:** "It's not uncommon for the public or members of the media to have to fight to obtain 911 recordings. In many states, including Massachusetts and Connecticut, the records are public. Over several months, MassLive submitted public records requests to state agencies seeking a number of 911 recordings or transcripts. Most were denied, giving the appearance that Massachusetts agencies — including the state police, a county communication center and the State 911 Department — are reluctant to release recordings or transcripts of 911 calls. And while some 911 recordings can be withheld for specific investigative reasons, there is no blanket [exemption to stop authorities from releasing the public record. Doing so is a violation of the law.](#)"

MEDIA MATTERS

- **"The Boston Globe now has more online subscribers than print ones," by Don Seiffert, Boston Business Journal:** "The Boston Globe reached a milestone earlier this year when the number of its digital subscribers surpassed

that of its weekday print [subscribers for the first time — likely the only traditional, regional daily in the U.S. to have done so.](#)"

- **"The 016, a social network for Worcester, seeks to become a "delivery boy and booster" for local media," by Dan Kennedy, Nieman Lab:**

"Although The 016 bears more than a little resemblance to Facebook, the way it works is quite different. The content of Facebook's News Feed is determined by algorithms, though the exact formula is secret. "Liking" a news organization will send only a small fraction of its Facebook posts to your feed. This so-called organic reach has dropped to as low as 2 percent, according to some estimates. If you're a publisher and you want more, you have to pay. By contrast, users of The 016 customize their news feeds to their own preferences, choosing among categories ranging from local news and obituaries to dining out and "weird news." There are no algorithms. All users see everything they've asked for, and members can repost the same content as often as they like. If that sounds like [a prescription for abuse, Henderson notes that users can delete bad actors from their feeds.](#)"

- **Mina Corpuz joins the Brockton Enterprise.** [Tweet.](#)

TRANSITIONS - Sen. Ed Markey announced his 2020 Senate campaign lineup. **Carl Nilsson** and **Cheslie Ouellette** of **Field First** will lead organizing, **Colleen Coffey** and **Michael Pratt** will lead Massachusetts fundraising, **Stephanie Swain** will lead the finance team, **Saul Shorr** and **Adam Magnus** will serve as media consultants and **Seward Square Strategies** will lead online fundraising and digital media.

- **Rep. Katherine Clark** hired eight new staffers in her personal and Democratic Caucus offices in Washington. In the caucus office, **Xenia Ruiz** is director of outreach, **Diana Rudd** is director of member services and counsel, **Wendy Hamilton** is outreach associate. In Clark's member office, **Steve Thornton** is legislative director, **Yvonne Hsu** is senior adviser, **Danielle Fulfs** is a senior legislative assistant, **Frannie Einterz** is a legislative assistant and **Chai Karve** is constituent and digital outreach coordinator.

HAPPY BIRTHDAY - to Edelman's **Amy Larkin Long**, **Beth Dozoretz**, and **Lacey Rose**, VP at 617MediaGroup.

DID THE HOME TEAM WIN? Yes! The **Red Sox** beat the Blue Jays 12-2.

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Advocating for raising the legal age to purchase our products to 21+ nationwide.

Stopping the sale of non-tobacco and non-menthol based flavored JUULpods to traditional retail stores.

Enhancing our online age verification process.

Strengthening our retail compliance program with over 2,000 secret shopper visits per month.

Shutting down our Facebook and Instagram accounts and working to remove inappropriate social media content generated by others on those platforms.

And investing in new technologies to further prevent youth use.

[JUUL.com/youth-prevention](https://juul.com/youth-prevention)

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pressing issues of our time, the political roadblocks for solving them and the ideas that might just propel us forward. [Subscribe](#) to receive the first episode at launch.

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BY **STEPHANIE MURRAY**

Presented by JUUL Labs

GOOD MORNING, MASSACHUSETTS.

A CHALLENGE ON KENNEDY'S LEFT — Rep. Joe Kennedy III is facing a challenge on his left from a former Wall Street regulator who wants to build on the wave of progressive lawmakers elected in 2018.

Ihssane Leckey will make the case that her life experience — as a mother, an immigrant, and a Muslim woman — would inform the kind of representative she'd be in Congress. Leckey, 34, moved to the United States from Morocco when she was a young adult, and lives in Brookline with her husband and 7-year-old daughter.

"My life experience tells it all. I believe that people who have lived through the pain and the challenges to succeed in America understand how to bring solutions that are bold, and that are viable, and that are going to push the needle on where we stand today," Leckey told me earlier this week.

Instead of Kennedy's pitch for '[moral capitalism](#),' Leckey wants to talk about Democratic socialism. But is the the state's 4th District ready to move that far to the left?

"This isn't a fight of how progressive you are or how conservative you are. This is a fight of top against bottom," Leckey said.

Leckey worked at the Federal Reserve until last year, where she had focused on regulating big banks. She left her job to become politically active in the 2018 midterm. Leckey got involved with [Brand New Congress](#), the political

action committee formed by former staffers on the Bernie Sanders 2016 campaign, which backed now-New York Rep. Alexandria Ocasio-Cortez. Leckey and Ocasio-Cortez had crossed paths at Boston University years earlier, when both women worked on social justice causes as students.

In a state that's notorious for its lack of contested races, there are quite a few Democrats gearing up to run against established incumbents next year. Earlier this week, a Kennedy spokesman said the congressman welcomes anyone who wants to run in next year's election.

Running against Kennedy will be an uphill battle. The 38-year-old lawmaker is well-liked, a rising star in the party and active on key issues. Kennedy [cosponsored](#) the Medicare For All bill, he's active on [LGBTQ issues](#) and [supports](#) the Green New Deal. Kennedy also has nearly \$[4.2 million](#) in his war chest — a number that would usually deter a primary challenger.

While it's too early to tell how this particular race will pan out, Democratic primaries are likely the new norm, said MassINC Polling Group President Steve Koczela,

"The energy that we saw in 2018 has only intensified. The level of energy and passion on the Democratic side is very significant, and it is making both the voters and potential candidates do things and consider things they may not have," Koczela told me. "I don't think it's a surprise, and I don't think it's the end, either. I think we'll see more primary challenges elsewhere, whether it be in the state legislature or in Congress."

Have a tip, story, suggestion, birthday, anniversary, new job, or any other nugget for the Playbook? Get in touch: smurray@politico.com.

TODAY — Gov. Charlie Baker, Lt. Gov. Karyn Polito, Attorney General Maura Healey and Boston Mayor Marty Walsh attend the Massachusetts Military Heroes Memorial Day ceremony. **Polito** co-chairs an Economic Development Planning Council engagement session at UMass Dartmouth, then attends a groundbreaking in Plymouth. **Walsh** attends a ribbon cutting for the Connect Historic Boston project. The **Massachusetts Criminal Justice Reform Coalition** hosts a policy summit. The **Senate** debates its fiscal 2020 budget.

A message from JUUL Labs:

Youth vaping is a problem. We're taking action. No youth or non-nicotine user should ever try JUUL products. We've taken a series of actions to greatly reduce youth use of tobacco products, including our own. Learn more about our youth prevention efforts: [JUUL.com/youth-prevention](https://juul.com/youth-prevention)

DATELINE BEACON HILL

- **"Three years later, MBTA pension fund still has no permanent leader," by Matt Stout, Boston Globe:** "Nearly three years after its director resigned, the MBTA Retirement Fund's board has yet to name a permanent replacement, adding to the uncertainty surrounding a \$1.5 billion system that's long wrestled with criticism of its management. The lack of movement comes as the MBTA pension board has been consumed by a separate debate over whether to hand management of its investments to the state's \$69 billion pension system — a move Governor Charlie Baker and his administration's appointees have long pushed. Should it ultimately transfer some oversight to the state's Pension Reserves Investment Management board, the responsibilities of the T retirement board's executive director could change drastically. And [that potential has appeared to table any serious progress toward conducting a leadership search.](#)"

- **"Baker-Polito social media campaign targets teen victims of domestic violence, sexual assault," by Mary Markos, Boston Herald:** "A social-media focused campaign to prevent domestic violence and sexual assault launched Wednesday by the Baker-Polito administration in an attempt to meet teens where they are. "The fact that it was built to speak to young people in a way that would actually get their attention is going to be a big part of why I believe it will be successful," Gov. Charlie Baker said. "The advertising campaign includes a heavy emphasis on social media because that's where youth will share these messages," Lt Gov. Karyn Polito added. The RespectFULLY campaign targets middle and high school students ages 12 to 18, as well as their parents and adults involved [in youth-serving organizations. It will officially launch on social media across the state on May 26.](#)"

- **"Boncore withdraws pharm-friendly budget amendment," by Andy Metzger, CommonWealth Magazine:** "WITH A PHARMA-FRIENDLY amendment withdrawn from consideration, the Senate is on track to stick with its more hardline approach toward MassHealth drug pricing in the fiscal 2020 budget. That would set up a big disagreement with the House, which amended the drug-pricing approach in its budget bill by plugging in language that was welcomed by the Massachusetts Biotechnology Council. Sen. Joseph Boncore, a Winthrop Democrat whose district includes part of the biotech hotbed of Kendall Square, had proposed an [amendment similar to what was adopted in the House. He confirmed he met with MassBio about it.](#)"

- **"Pilgrim closure could drive up carbon emissions," by Christian M. Wade, Eagle-Tribune:** "The pending closure of the Pilgrim power plant will lead to an uptick in regional carbon emissions, according to environmental groups, who say the shutdown of the state's only nuclear plant increases the urgency to move toward wind, solar and other renewable energy sources. The 47-year-old Plymouth facility will stop generating electricity on May 31. Entergy Corp. announced in 2015 that the problem-plagued facility is no longer financially viable amid falling revenues, increased costs and a difficult energy market. The closure of the 690-megawatt power plant, which produces [about 15 percent of New England's energy, will leave a gaping hole in the region's power system.](#)"

- **"COLLEGE STUDENT SIT-IN COMES TO LOUD, TENSE END," by Katie Lannan, State House News Service:** "Student protesters from the University of Massachusetts Amherst ended their five-day State House sit-in on Wednesday, after saying legislative leaders did not respect their voices and following a brief but tense confrontation with participants in a military event. The group of college students had been protesting outside the offices of House Speaker Robert DeLeo and Senate President Karen Spilka, demanding that the Legislature's top Democrats meet with them [and hold votes on bills that would make public higher education free to Massachusetts residents.](#)"

- **"State Legislators Could Provide More Arts Funding, But With Eyebrow-Raising Restrictions," by Cintia Lopez, WBUR:** "The annual push from arts advocates for increased funding has grown more complicated this year as state legislators debate whether to impose new, eyebrow-raising restrictions on the state agency that manages cultural funds. At stake is whether the

Massachusetts Cultural Council (MCC) can use state money for travel costs and continue to provide grants for individual artists — longtime recipients of the agency's past investments. Both the House and the Senate have proposed increases to the MCC — a \$533,000 increase from the [House and a \\$2 million jump from the Senate — but the increases come with the restrictive caveats.](#)"

- **"THE FIGHT FOR LIFE IN MASSACHUSETTS," by JEAN TROUNSTINE, DigBoston:** "A battle is already brewing, as victims of crime and their families have begun to protest sorely needed legislation—proposed both in the House by Rep. Jay Livingstone of Boston (H.3358) and in the Senate by Sen. Joseph A. Boncore (S.826)—that would allow the opportunity of parole for all. It's a familiar fight; every time that any state seeks to end life without parole, crime victims seek solutions in petitions, phone calls, and meetings, with a goal of keeping perpetrators of violent crime behind bars forever. However, as more and more people recognize that harsh sentencing has added to mass incarceration, states [are beginning to rethink keeping people imprisoned for life. Massachusetts could be leading the way.](#)"

FROM THE HUB

- **"Opening date set for Encore Boston Harbor," by Steph Solis, MassLive.com:** "Weeks after CEO Matt Maddox suggested Encore Boston Harbor could open a week or two later than scheduled, Wynn Resorts officials told commissioners they are firm on the June 23 opening and scheduled test dates. "We're bringing in the entire team on June 3 for a June 23 opening, and the reason we do that is so that we can have that extra preparation and make sure that this building is as flawless as humanly possible for the day [we open.](#)" [said Robert DeSalvio, president of Wynn Resorts' \\$2.6 billion Everett casino.](#)"

- **RELATED: "Everett casino last call set at 4 a.m. for 'active' gamblers," by Jonathan Ng, Boston Herald:** "The state Gaming Commission voted 4-1 Wednesday to allow the early morning last call at the Everett casino — clearing the way for Encore to provide patrons who are "actively gaming" complimentary alcoholic beverages. Eileen O'Brien, the lone commissioner to vote against the 4 a.m. last call, said discussions of expanding Encore's alcohol license should happen in the months after its opening. "My [preference would be having this conversation in six months out from opening.](#)" O'Brien said [Wednesday.](#)"

- **"MFA apologizes after students from Dorchester school subjected to racism during field trip," by Danny McDonald, Boston Globe:** "The Museum of Fine Arts apologized Wednesday after students of color from a Dorchester middle school said they were subjected to racism by staff and some patrons during a seventh-grade field trip. In a letter posted to the museum's website, top MFA officials apologized to the students and staff at the Helen Y. Davis Leadership Academy for "a range of challenging and unacceptable experiences that made them feel unwelcome. That is not who we are or want to be. Our intention is to set the highest of standards, and we are committed to doing the work that it will take to get there." Some students from the charter school were subjected to racist and disparaging comments and treatment [from MFA staff and museum patrons last Thursday, said Arturo J. Forrest, the school's principal.](#)"

THE OPINION PAGES

- **"There's a reason why Rep. Neal raises and spends so much money," by Jack Connors, Boston Globe:** "Life is always better when Massachusetts members of Congress are in the leadership, and no one since the days of Ted Kennedy and Tip O'Neill has done more for Massachusetts with less fanfare than US Representative Richie Neal. Now, with Democratic control of the House of Representatives, as chairman of the powerful Committee on Ways and Means, he is positioned to do much more. [Even when in the minority, Neal has consistently delivered for his district and Massachusetts.](#)"

DAY IN COURT

- **"Mario Batali facing criminal charges in alleged Boston assault," by Gal Tziperman Lotan and Maria Cramer, Boston Globe:** "Mario Batali, the celebrity chef who stepped away from his restaurant empire after several women accused him of sexual harassment and assault, is now facing criminal charges for allegedly kissing and groping a woman against her will in a Back Bay restaurant in 2017. Batali, 58, is charged with indecent assault and battery in what appears to be the first criminal charge to arise from a series of sexual misconduct allegations against him. He is scheduled to be arraigned in Boston Municipal Court on Friday morning. His accuser's name was redacted from court records, but the [account matches that of a Massachusetts woman who](#)

[filed a civil lawsuit against Batali last August.](#)"

WARREN REPORT

- **"While teaching, Elizabeth Warren worked on more than 50 legal matters, charging as much as \$675 an hour," by Elise Viebeck and Annie Linskey, Washington Post:** "Sen. Elizabeth Warren worked on more than 50 legal matters during her career as a professor at Ivy League law schools, charging as much as \$675 an hour to advise a variety of clients, from people with asbestos disease to a corporation facing possible liability over ruptured breast implants. Warren's presidential campaign released a list of 56 cases on her website on Wednesday night, revealing a far higher number of cases than Warren (D-Mass.) had [previously disclosed and lending detail to an aspect of her career that she rarely discusses in public.](#)"

- **"Sen. Elizabeth Warren introduces bill to improve housing access for disaster survivors," by Shira Schoenberg, Springfield Republican:** "Presidential candidate and U.S. Sen. Elizabeth Warren, D-Mass., is introducing a bill Wednesday to expand access to federal housing assistance for survivors of natural disasters. The bill is a response to problems that Puerto Rican evacuees faced getting federal housing assistance after their homes were damaged by Hurricanes Maria and Irma in 2017. "Catastrophic natural disasters from Puerto Rico to California have devastated families [and left them searching for safe, stable and affordable housing.](#)" [Warren said in a statement.](#)"

- **Elizabeth Warren decries big money in politics. Her campaign treasurer embodies it." by Lateshia Beachum, Center for Public Integrity:** "With a sizable American flag as her backdrop and supporters toting signs reading "The Best President Money Can't Buy," Elizabeth Warren decried the role big bucks play in politics. "Corruption, the influence of money, touches every decision that gets made in Washington," the Democratic presidential candidate and U.S. senator from Massachusetts told hundreds of people attending her May 16 campaign event at George Mason University in Virginia. "Whatever issue brought you here today, I guarantee if there's a decision to be made in Washington, it's been touched, pushed, massaged, tilted over, just a little, so the folks with money do better than everyone else." Warren's declaration aligns with her aggressive rejection of traditional sources of campaign cash, from political action committees to lobbyists. Everyone will have access to her, she

says, not just wealthy donors. She's instituted "selfie lines" at rallies. She releases videos of herself personally calling donors who've contributed just a few dollars." But Warren has also selected for her presidential campaign treasurer a man whose contributions run counter to Warren's statements — among the most emphatic [among the more than 20 Democrats running for president — against big money in politics.](#)"



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DATELINE D.C.

- **"Ayanna Pressley asked Steven Mnuchin when Harriet Tubman would be put on the \$20. He didn't know," by Christina Prignano, Boston Globe:** "Treasury Secretary Steven Mnuchin admitted under questioning from Representative Ayanna Pressley on Wednesday that a redesigned \$20 bill featuring abolitionist leader Harriet Tubman will not be unveiled next year, pushing off a change initiated by his predecessor in the Obama administration. During a congressional hearing Wednesday, Mnuchin said the redesign would not be finalized until "way past my term," in 2026. Mnuchin said he was focused on improving the currency to prevent counterfeiting. "We will meet the security feature redesign in 2020, the imagery feature will not be an issue that that comes up until, most likely, [2026," he said during an appearance before a hearing of the House Financial Services Committee.](#)"

THE CLARK CAUCUS

- **"Mass. lawmaker claims Purdue Pharma corrupted World Health Organization," by Danny McDonald and Priyanka Dayal McCluskey, Boston Globe:** "Purdue Pharma, the drug maker under fire for its role in the

national opioid crisis, received a new charge Wednesday: that it corrupted the World Health Organization to boost sales of its powerful painkillers. A new congressional report released Wednesday by Katherine Clark, a Democrat from Massachusetts, and Hal Rogers, a Republican from Kentucky, asserts that Purdue Pharma funded organizations, people, and research to influence the WHO's opioid prescribing guidelines; these guidelines are considered to be public health best practices. The lawmakers said the WHO's guidelines from 2011 and 2012 contained "dangerously misleading and, in some instances, outright false claims about the safety and efficacy of prescription opioids." These [recommendations mirrored Purdue's marketing strategies to increase prescriptions and expand sales, Clark and Rogers said.](#)"

MARIJUANA IN MASSACHUSETTS

- **"Mass. Senate rejects marijuana loan proposal for social equity applicants," by Naomi Martin, Boston Globe:** "State senators Wednesday rejected a proposal to create no-interest, publicly financed loans for people affected by marijuana prohibition to start legal pot businesses. Senator Sonia Chang-Díaz, who filed the measure, said the loans were vital to meet the Legislature's own goals for the state's cannabis industry to benefit small businesses, diverse owners, and disenfranchised communities. She urged her colleagues to support a more complete version of the proposal in the near future. "Every month that we don't act is a month that [market share is getting claimed and eaten up](#)" by large out-of-state companies, Chang-Díaz said."

MOULTON MATTERS

- **"Gun violence prevention advocate eyes 6th District seat," by Ethan Forman, The Salem News:** "Topsfield Democrat and gun violence prevention advocate Angus McQuilken is the latest to announce he's exploring a run for Congress in the 6th District. The seat is held by Congressman Seth Moulton, a Salem Democrat who in April launched his presidential campaign. McQuilken said his announcement isn't a challenge to Moulton, a 40-year-old Harvard graduate and Iraq War veteran who is in his third term in the House. "I like Seth Moulton. McQuilken said his potential congressional run is fueled by [frustration over a lack of progress in Washington, D.C. on what he feels are priorities for the 6th District.](#)"

EYE ON 2020

- **"Top de Blasio campaign adviser fired as Harvard professor,"** by Julia Marsh, **New York Post**: "One of three senior advisers Mayor Bill de Blasio hired to run his struggling presidential campaign was fired from Harvard University after colleagues found him "difficult to deal with" and his courses "stunningly devoid of any sort of intellectual content," according to reports. Students protested the ouster of Harvard Kennedy School lecturer Steven Jarding in March, the student newspaper the Harvard Crimson reported. Jarding provided emails to the Crimson confirming [that the school's dean, Douglas W. Elmendorf, said he would terminate his position next year.](#)"

ABOVE THE FOLD

— [Herald](#): "YOU JUST ACT," "SCRATCH THAT," — [Globe](#): "Cape bridge improvements take shape," "Trump storms out on Pelosi, Schumer."

FROM THE 413

- **"U.S. Rep. Richard Neal on CRRC following Sen. Chuck Schumer's call for a review: Balance security while welcoming jobs at Springfield rail car plant,"** by Jim Kinney, **Springfield Republican**: "U.S. Rep. Richard E. Neal said Wednesday that CRRC, and the 158 jobs the Chinese-owned rail car manufacturer brought to Springfield, do not have to fall victim to rising national security concerns about the threat those cars could bring to rail and transit networks. "There's no question that the Chinese have a long history of actions that have threatened American jobs, technology and national security," said Neal, D-Springfield, said in a statement. "However, it's in our best interest, whenever possible, to strike the proper balance between protecting our national security and welcoming companies that create jobs and invest in our community. I believe we can do both." Neal was reacting to a fellow Democrat, Senate Minority Leader Charles Schumer, [who over the weekend called for a security review of any work CRRC does for New York City.](#)"

THE LOCAL ANGLE

- **"In Newton, the everyday version of "Varsity Blues" scandal,"** by Michael Jonas, **CommonWealth Magazine**: "Never mind bribing the college tennis

coach and all its potential downsides — like a felony conviction and jail time. It turns out going to Newton North High School also sets up students for an extra edge in the college admission race, with the added bonus of being perfectly legal. There were plenty of jaw-dropping moments as details of the "Varsity Blues" college admission scandal unfolded two months ago. The half-million-dollar payments by Hollywood stars and hedge fund honchos to secure a slot for their son or daughter at USC or another college. The SAT test proctors who were in on the scam and changed answers on tests to boost the scores of the children of the uber rich and connected. But perhaps the most stunning moment came [unintentionally when US Attorney Andrew Lelling announced the indictments that day in Boston.](#)"

- **"Diversity, discipline in schools among issues raised during budget debate," by Bill Shaner, Worcester Magazine:** "After a three-hour hearing earlier this week, the School Department will have to come back before the City Council next week to get its budget approved. Several councilors during budget discussions on Tuesday motioned to hold the budget for a variety of reasons. Some grilled school officials on efforts to implement diversity hiring practices and the way in which the district intends to bring on a chief diversity officer. The ultimately fruitless battle to implement a sex education curriculum was also relitigated by some councilors, as were issues around racial disparities in discipline. Coming on the heels of a contentious fight over [Superintendent Maureen Binienda's contract, the hearing bore out some of the tensions that drove that debate.](#)"

MAZEL! to **Chelsie Ouellette** and **Patrick Sheridan-Rossi** , who got engaged on Sunday. Ouelette is a partner at Field First, and Sheridan-Rossi is a principal at Hilltop Public Solutions. The couple met on Sen. Ed Markey's 2013 campaign. [Pic.](#)

TRANSITIONS - The New England Council elected New Balance's **Amy Dow**, Suffolk Construction's **Katy O'Neil** and Ernst & Young's **Shaun Real** to its board of directors.

HAPPY BIRTHDAY - to **Stephanie Slys** of RepresentUs, and Dorchester Reporter editor and publisher **Bill Forry**.

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Advocating for raising the legal age to purchase our products to 21+ nationwide.

Stopping the sale of non-tobacco and non-menthol based flavored JUULpods to traditional retail stores.

Enhancing our online age verification process.

Strengthening our retail compliance program with over 2,000 secret shopper visits per month.

Shutting down our Facebook and Instagram accounts and working to remove inappropriate social media content generated by others on those platforms.

And investing in new technologies to further prevent youth use.

[JUUL.com/youth-prevention](https://juul.com/youth-prevention)

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BY STEPHANIE MURRAY

GOOD MORNING, MASSACHUSETTS. TGIF.

BAKER SWINGS BACK — The leader of his party, President Donald Trump, spent the day railing against immigration. It just came out the parent company of Columbia Gas is under federal investigation for the Merrimack Valley gas explosions that killed one person, injured dozens and have left many more without heat and hot water.

In another election, these national and local fiascos might land a Republican incumbent in hot water. But not this one. Gov. Charlie Baker appears to be untouchable, and leads Democratic challenger Jay Gonzalez by 43 percentage points, according to a WBUR [poll](#) out Thursday. Only 2 percent of voters say they are undecided about who to vote for.

With five days until the election, Gonzalez would have needed to do more than just move the needle at Thursday night's debate. He came out swinging against Baker — but the governor really swung back.

In what seemed to be a response to Gonzalez's repeated attempts to tie him to the more Trump-like Republicans on the ticket, the governor touted his working relationship with the state's most prominent Democrats. Baker mentioned a compromise with Sen. Elizabeth Warren here, work on a lawsuit with Attorney General Maura Healey there.

"But you want to replace her with Jay McMahan," Gonzalez countered referring to the GOP's pro-Trump nominee for attorney general and repeating his point that Baker "can't have it both ways," a jab that's been a hallmark of all three debates.

But Gonzalez can't have it both ways either, Baker said later on when Gonzalez cheered his billion-dollar-a-year plan to tax endowments on some of the state's wealthiest colleges.

"You've spent that billion dollars five times since this debate started. You spent it three times on transportation, he just spent it again on early childhood ed, he'll spend it later on K-12 education," Baker said. "It's dishonest to stand here in front of the voters say you're gonna be bold and then talk about initiatives that cost billions of dollars that you don't have the dollars to pay for."

One point of agreement between the candidates? Harsh views on Trump. Asked to describe Trump in three words, Gonzalez went with "hateful, racist un-American." Baker opted for "outrageous, disgraceful and a divider" to describe his party's chief.

When they head to the polls Tuesday, voters can't have it both ways either. They'll choose between a Democrat who thinks the state should dream bigger and reach higher, and a Republican who says bipartisanship is the key to steering a steady ship. And if it's any indication, 48 percent of Democrats say they're going with Baker.

Have a tip, story, suggestion, birthday, anniversary, new job, or any other nugget for the Playbook? Get in touch: smurray@politico.com.

TODAY — Boston Mayor Marty Walsh speaks at the Economic Mobility Pathways anti-poverty conference. **Attorney General Maura Healey, Rep. Katherine Clark** and Democrat for governor **Jay Gonzalez** hold a 'Knock the Vote' kickoff rally in Arlington. **Early voting** ends today. GOP Senate candidate **Geoff Diehl** holds a rally in Sagamore.

DATELINE BEACON HILL

- **"Two-Thirds Of State Legislators Are Unopposed In The General Election,"** by **Steve Brown, WBUR**: "When it comes to the 2018 election for the 200 seats in the Massachusetts Legislature, we already know the results of nearly two-thirds of the races before the first votes were cast. That's because 104 candidates for the House of Representatives and 25 candidates for the state Senate are running unopposed in the general election. Most of them are

incumbents looking for re-election, however some will be freshmen legislators come January, since they came out on top in their [primary race back in September](#)."

- **"CCC ON LOOKOUT FOR POT PRODUCTS THAT MIGHT APPEAL TO CHILDREN,"** by Colin A. Young, **State House News Service**: "Massachusetts regulators want to keep a close eye on the types of marijuana products that will be for sale to adults once marijuana retailers open and whether those products might appeal to children, a concern prompted Thursday by an applicant seeking to make marijuana cake pops. The Cannabis Control Commission agreed Thursday to begin compiling a database of the marijuana edibles or marijuana-infused products approved for sale in Massachusetts so that regulators, consumers, parents and law enforcement can get a better sense of [what type of products are out there](#)."

ON THE STUMP

- **"'Who are we protecting?' Parents of transgender kids say they'd be vulnerable if law is repealed,"** by Stephanie Ebbert, **Boston Globe**: "With an ice cream truck, bounce houses, and more than 200 neighbors gathered on their tidy Needham street, Michael and Liza d'Hemecourt's block party might have looked like any other over-the-top family fun fest. But their September event was a fund-raiser for transgender rights, generating nearly \$20,000 for the campaign to preserve the state's 2016 antidiscrimination law with a ['Yes on 3' vote on Tuesday's ballot](#)."

- **"'We're Massholes, Not Assholes': A New Question 3 Ad Stars a Foul-Mouthed Bostonian,"** by Spencer Buell, **Boston Magazine**: "A new ad in support of Question 3 stars a foul-mouthed 'Masshole' with a lot to say about protecting transgender rights. And not everyone is pleased. At the start of the video, which popped up on YouTube Thursday, a surly Bostonian in a red hoodie seated at a bar takes a gulp of beer, slams his pint down, and begins a speech about [the city's ethos of freedom](#)."

- **"HOW HOWIE CARR PROMOTES, FUNDRAISES FOR, AND MAKES BANK OFF THE DIEHL CAMPAIGN,"** by Chris Faraone, **DigBoston**: "As Federal Election Commission (FEC) data shows, Diehl for US Senate has spent in excess of seventy-five grand on "Radio Spots" with the Howie Carr Network.

That's more than 80 percent of its terrestrial radio buys (most of the rest went to the station that broadcasts Carr's show in Mass, WRKO, and its parent company), and for a candidate who has a mere \$319,388.28 on hand heading into the election. Think about that—they spent all that money to reach conservative radio listeners. People who already have their cars decked out with Diehl stickers."

- **"Charlie Baker, Karyn Polito spread \$88M across state ahead of election," by Mary Markos, Boston Herald:** "The Baker administration has doled out more than \$88 million in grants in cities and towns statewide in the past two weeks — in an all-out pre-election blitz that one financial watchdog called blatant "vote-buying." Since Oct. 16, Gov. Charlie Baker, Lt. Gov. Karyn Polito and Housing and Economic Development Secretary Jay Ash have traveled to various parts of the state handing out 26 grants ranging from \$100,000 to \$4.9 million, generating positive local media coverage for infrastructure projects in the [runup to Tuesday's election](#)."

- **"Massachusetts Gov. Charlie Baker, Jay Gonzalez spar over party loyalty, policy in final debate," by Shira Schoenberg, Springfield Republican:** "Republican Gov. Charlie Baker and his Democratic challenger Jay Gonzalez sparred Thursday night on issues ranging from transportation to party loyalty in a contentious final debate before Tuesday's election. One sharp exchange came when Gonzalez challenged Baker to defend his support for other Republican candidates on the ticket - Attorney General candidate Jay McMahon and [U.S. Senate candidate Geoff Diehl](#)."

- **"DeLEO SAYS HE'S 'WORKED GREAT' WITH BAKER, BUT BACKS GONZALEZ," by Matt Murphy, State House News Service:** "On a day when three more Democratic House members endorsed Republican Gov Charlie Baker for re-election, House Speaker Robert DeLeo seemed uncomfortable with questions about who he would be voting for, before pledging his allegiance to his party. DeLeo laughed, almost nervously, when asked Wednesday ahead of the third and final debate of the gubernatorial campaign who he would be voting for and why. Then he composed himself, and answered consistent with what he has said since the primary in September. 'I've endorsed Jay Gonzalez as the Democratic nominee,' [DeLeo said](#)."

- **"Google employees walk out of Cambridge office as part of companywide protest," by Morgan Hughes, Boston Globe:** "Hundreds of workers streamed out of Google's Kendall Square office on Thursday morning, joining colleagues around the globe, to protest what they described as the Internet giant's lenient treatment of men accused of sexual misconduct. In Cambridge, where Google employs about 1,400, the workers walked out from the company's building along Main Street just after 11 a.m. The backlash comes amid a cultural reckoning over misconduct by men in positions of power, and the technology business has been particularly visible because of a years-long trend of [underrepresentation of women in important roles](#)."

- **"Here's what a British dorm builder is planning for Boston," by Tim Logan, Boston Globe:** "British student housing developer Scape has big plans for Boston, and this week the company made its first move. Scape has filed notice with the city to build a 205,500-square-foot, 15-story building on Boylston Street in the Fenway, replacing a row of low-slung storefronts along a stretch of the road that has otherwise been transformed by new development over the last decade. The building would fit about 500 units aimed largely at graduate students, a population Scape says is 'often overlooked' and has 'particularly acute' [housing needs in Boston](#)."

- **"Authorities eye second suspect in Whitey Bulger murder," by Kevin Cullen and Shelley Murphy, Boston Globe:** "Paul J. DeCologero, a member of a notorious North Shore organized crime group that robbed rival drug dealers and dismembered a teenage girl they feared might give them up, has emerged as a second suspect in the murder of Boston mobster James 'Whitey' Bulger. Federal authorities suspect that DeCologero and another Massachusetts organized crime figure, Fotios 'Freddy' Geas, savagely beat Bulger to death in his cell with a padlock stuffed in a sock Tuesday morning, within 11 hours of Bulger's arrival at the US Penitentiary Hazelton in West Virginia, according to two law enforcement officials with [knowledge of the matter](#)."

- **"DEM-CONTROLLED HOUSE WOULD PUSH GUN LEGISLATION, MARKEY SAYS," by Katie Lannan, State House News Service:** "As U.S. Sen. Ed Markey prepares to work with what he expects to be a Democrat-controlled Congress to push a Massachusetts model of gun legislation,

policymakers within the state will also be looking for what more can be done to prevent shooting deaths and injuries here. A Malden Democrat who in March filed legislation that would financially incentivize states to require their local police chiefs to sign off on gun license applications, Markey on Thursday said he thinks his party is 'about to take over' the U.S. House of Representatives and 'come very close in the Senate.' Republicans currently hold [majorities in both branches](#)."

COLUMBIA GAS FALLOUT

- **"Lawrence disaster estimated at \$800 million and counting," by Milton J. Valencia, Boston Globe:** "The utility responsible for the Sept. 13 explosions and fires that rocked the Merrimack Valley estimated its potential financial costs on Thursday, and the money is big: more than \$800 million. Included in that amount are claims for personal injury and property losses. So are expenses related to the restoration effort, including up to \$165 million to replace some 45 miles of damaged underground pipes in Lawrence, Andover, and North Andover. The utility indicated it would seek a rate increase to [recover that spending on gas lines](#)."

- **"NiSource discloses criminal probe of Massachusetts gas pipeline explosions," by Liz Hampton and Nate Raymond, Reuters:** "Federal prosecutors have launched a criminal investigation of utility company NiSource Inc over gas explosions and fires in three Massachusetts communities that killed one person and injured at least 21 others in September, the company disclosed on Thursday. Grand jury subpoenas were served to NiSource and its subsidiary Columbia Gas of Massachusetts on Sept. 24, according to a NiSource regulatory filing. The company said it is cooperating with the investigation. The U.S. Attorney's Office in Massachusetts is conducting the probe, [NiSource said in its filing](#)."

DAY IN COURT

- **"Plaintiff says suit led Harvard to alter guidelines on race," by Deirdre Fernandes, Boston Globe:** "Students for Fair Admissions insisted on Thursday that its lawsuit against Harvard University and the national media attention it has drawn prompted the college's admissions officers to more explicitly instruct staff when to consider applicants' race and how to evaluate

their personal traits to avoid bias. Adam Mortara, an attorney for the organization, which has accused Harvard of discriminating against Asian-American applicants, noted that Harvard first started considering these changes in late July and early August, as news media reports focused on how the Ivy League school whittles 40,000 applicants to a freshmen [class of about 1,600 students](#)."

WARREN REPORT

- **"Sen. Elizabeth Warren campaigns in Ohio for Richard Cordray," by Jessie Balmert, Associated Press:** " Democratic Massachusetts U.S. Sen. Elizabeth Warren is urging college students in Ohio to vote for a Democratic gubernatorial candidate criticized by President Donald Trump. Warren headlined rallies Thursday at Ohio State University in Columbus and at Ohio University in Athens to stump for Richard Cordray. She called him effective, incorruptible and '[the nerd we need](#).'"

ABOVE THE FOLD

— [Herald](#): "BAKER BUCKS," — [Globe](#): "Baker, Gonzalez talk tough in last debate," "2nd suspect also a Mass. crime figure."

THE LOCAL ANGLE

- **"Affairs, sex at Town Hall and a \$40K investigation; What's going on in Rockland?" by Jacqueline Tempera, MassLive.com:** " Rockland's 'rocky patch' -- as Richard Penney, a candidate for one of two empty board seats, called it -- started at the end of April when Former Board of Selectmen Chairman Ed Kimball's wife found out her husband was having an affair with fellow married board member Deidre Hall. Since then, the drama that has unfolded in the South Shore town of about 17,000 has been nothing short of a soap opera involving multiple extramarital affairs, warring sexual assault allegations, a recall petition, two resignations and a \$40,000 investigation -- all with an [upcoming election hanging in the balance](#)."

HAPPY BELATED BIRTHDAY - to **Hannah Smith**, government partnerships manager at BIRD, who celebrated yesterday.

HAPPY BIRTHWEEKEND - to former **Gov. Michael Dukakis**, who is 85; **David Case**; and **Ben Kirshner**, who celebrate on Saturday.

- And to **Kit Seelye**; **Michael Fontneau**; **Julie Siegel**, banking counsel for Sen. Warren; and **Lena Barry**, who is 95 (h/t Bryan Barbieri); who celebrate on Sunday

DID THE HOME TEAM WIN? Yes! The **Celtics** beat the Bucks 117-113.

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BY **STEPHANIE MURRAY**

Presented by JUUL Labs

GOOD MORNING, MASSACHUSETTS. TGIF!

DELEO SPARS WITH ACTIVISTS — While you might associate free college with someone like Bernie Sanders, House Speaker Robert DeLeo says a group of student activists protesting for debt- and tuition-free higher education at the State House remind him of someone else: President Donald Trump.

Tensions between DeLeo and activists from the Public Higher Education Network of Massachusetts boiled over last night, when DeLeo slammed the activists for making what he calls "wildly inaccurate" claims about how they were treated during a five-day protest at the State House.

"I value participation by all stakeholders and everyone is entitled to their opinion on how taxpayer funds should be appropriated. Everyone, however, is not entitled to their own facts," DeLeo said in a statement last night.

The protesters say State House staff threatened to arrest them for holding a sit-in outside DeLeo's office, and that a court officer threatened them with facial recognition technology in the building. DeLeo disputed those claims in a statement last night, calling the accounts both untrue and "offensive."

"These Trumpian tactics are both offensive and counterproductive," DeLeo said. "There was no threat of arrest, there is no such technology used at the State House, and my staff and House members met with them on multiple occasions."

PHENOM activists are angry DeLeo did not meet with them to discuss the

two bills they are pushing for, though his staff and other House members did meet with them. They fired back at the Speaker late last night on Twitter, and turned the Trump label around on DeLeo.

"I think it is incredibly sad that Speaker DeLeo has descended into name calling and spreading misinformation, exactly the 'Trumpian tactics' he accused others of using," PHENOM Executive Director Zac Bears [wrote online](#).

PROGRAMMING NOTE: There will be no Playbook on Monday in observance of Memorial Day. Happy unofficial start of summer!

Have a tip, story, suggestion, birthday, anniversary, new job, or any other nugget for the Playbook? Get in touch: smurray@politico.com.

TODAY — Gov. Charlie Baker, Rep. Stephen Lynch and Boston Mayor Marty Walsh attend the re-dedication of the Massachusetts Fallen Heroes Memorial. **Lt. Gov. Karyn Polito** attends a ribbon cutting for the Dartmouth Maritime Facility. **Walsh** attends a ribbon cutting for the Madison Park Roadway project. **Walsh** is a guest on "Boston Public Radio."

A message from JUUL Labs:

Youth vaping is a problem. We're taking action. No youth or non-nicotine user should ever try JUUL products. We've taken a series of actions to greatly reduce youth use of tobacco products, including our own. Learn more about our youth prevention efforts: [JUUL.com/youth-prevention](https://juul.com/youth-prevention)

DATELINE BEACON HILL

- **"Mass. House Will Take Up Janus 'Fix' To Aid Unions," by Mike Deehan, WGBH News:** "The Massachusetts House of Representatives will take up a bill before the July 4 holiday to aid local labor unions affected by a U.S. Supreme Court decision that cut deeply into their pocketbooks, according to a spokesperson for House Speaker Robert DeLeo. In last year's Janus v. AFSCME decision, the Supreme Court ruled that labor unions can't charge fees in lieu of dues to non-member workers who refuse to join the union. As a result, unions lost a key revenue stream and the ability for non-member workers to become

so-called "free riders" on union services expanded. The bill Speaker Robert DeLeo plans to push through the House in June would let Massachusetts unions charge non-members for legal aid [they benefit from in arbitration cases, restoring some of the cash flow lost under the Janus decision.](#)"

- **"Right to choose safe in Massachusetts, Baker says," by Matt Murphy, State House News Service:** "Acknowledging a "tremendous amount of anxiety" over abortion rights around the country, Gov. Charlie Baker said Thursday that a woman's right to choose is safe in Massachusetts, even if he remains skeptical of expanding abortion access. "I certainly will do everything I need to do to protect a woman's right to choose here in Massachusetts, period," Baker said during an interview on Boston Public Radio. The Republican governor's comments came just days after abortion rights activists gathered at the [State House in solidarity with protestors in other states opposing crackdowns on abortion access.](#)"

- **"Former chief medical examiner being phased out," by Matt Stout, Boston Globe:** "The state's chief medical examiner is phasing out her predecessor, Dr. Henry Nields, from his role as a part-time contractor — a move that has surprised staff in an office that's struggled to quickly complete death investigations. Dr. Mindy J. Hull, who replaced Nields in October 2017, told him in an e-mail last week that "at this time . . . we do not anticipate needing your services" because the office has been able to hire several new full-time examiners. She said it allows her to staff each of the agency's four offices in Boston, Holyoke, Worcester, and on Cape Cod without "extra" contracted workers. But Nields is the only one of four part-time, contracted medical examiners the agency uses who was removed from its June schedule, according to internal copies reviewed by the Globe. And the three [others are each scheduled to work the same or a similar number of days as they have in May.](#)"

- **"NEW BEDFORD CHARTER SCHOOL EXPANSION BILL BLOCKED IN HOUSE," by Katie Lannan, State House News Service:** "A bill state education officials want to see passed by the end of the month to execute a deal between New Bedford and a charter school in that city hit a speed bump Thursday in the House of Representatives and could face a rocky path ahead with some representatives wanting a larger debate. The bill, a home rule petition approved on an 8-2 vote in late April by the New Bedford City Council, surfaced in the House for the first time on Thursday with about a dozen

representatives in the chamber. Rep. James Hawkins doubted the [presence of a quorum, forcing the House to adjourn because a quorum of lawmakers was not present.](#)"

- **"Senate says no to boost in minimum education aid," by Chris Lisinski, State House News Service:** "The state Senate on Wednesday rejected a budget amendment that would have increased the minimum education aid every district receives from \$30 per pupil to \$100 per pupil on a 7-32 vote Wednesday. After lengthy debate to open the second day of budget deliberations, senators voted virtually along party lines to shoot down the Republican-sponsored change, which would have added \$30 million to the \$42.7 billion budget. Minority Leader Bruce Tarr, who filed the amendment, said that while the proposed budget's \$268 million increase to the Chapter 70 program that helps cities and towns with education costs was laudable, at least 182 districts would only see a boost of \$30 per [pupil next year. He described that amount as insufficient to meet the growing needs in many schools.](#)"

- **"Lawmakers: Compressor case erased public confidence in regulators," by Jessica Trufant, Patriot Ledger:** "Lawmakers are urging a state regulator to overturn the air-quality permit issued for a proposed natural gas compressor station in Weymouth due to what they see as incomplete air testing, a delayed disclosure of new data and questionable appeal proceedings. Nine South Shore legislators sent a letter to hearing officer Jane Rothchild this week requesting that she reject the air-quality plan and force gas company Spectra Energy-Enbridge to resubmit a plan that incorporates all data. State environmental regulators last week released hundreds of pages of additional air-quality testing data from the Fore River Basin [several days after they received it, and two days into an appeal hearing on the air-quality permit.](#)"

- **"Collins's budget priorities center on UMass, DCR projects," by Jennifer Smith, Dorchester Reporter:** "The Massachusetts State Senate is assembling its annual budget this week, considering more than 1,110 amendments to the \$42.7 billion bill that made it through the upper chamber this month. Among the local amendments on the table are some that are intended to boost transit service, bolster Community Preservation Act funds and open spaces, and wrangle with the University of Massachusetts over its budget. Lawmakers are not yet proposing any major new revenue sources; they plan to tackle revenue or potential tax hikes in a separate discussion later this year. State Sen. Nick

Collins, whose First Suffolk district stretches from South Boston through Dorchester and Mattapan, filed amendments that would push for studying electrification of the Fairmount and Providence commuter [rail lines and advance a two-year pilot program to bring the Fairmount up to rapid transit service.](#)"

FROM THE HUB

- **"John Henry, owner of Red Sox and the Globe, considered buying Everett casino," by Mark Arsenault, Boston Globe:** "It was one of the biggest deals in memory that didn't happen: Wynn Resorts this month discussed selling the Encore Boston Harbor hotel and casino to MGM Resorts, though talks broke off without an agreement. But MGM was not the only suitor for the \$2.6 billion gambling resort on the Mystic River in Everett. Boston businessman John W. Henry, principal owner of the Boston Red Sox and the owner and publisher of The Boston Globe, backed by a group of potential investors, quietly investigated buying the Encore in [2018 and again just weeks ago. Henry confirmed in response to questions from a Globe reporter.](#)"

- **"Racism allegations put MFA in the spotlight," by Brian MacQuarrie, Gal Tziperman Lotan and Zoe Greenberg, Boston Globe:** "The Museum of Fine Arts found itself under siege Thursday as educators, politicians, and civil-rights activists assailed the renowned institution over reports that minority students from a Dorchester middle school were subjected to racial insults and close security during a field trip. Mayor Martin J. Walsh called the allegations "disturbing," while City Council President Andrea Campbell decried them as "sad and unacceptable." An official with the Boston NAACP questioned whether the 149-year-old museum, one of the country's largest, had violated federal and state antidiscrimination [law during the May 13 outing by 26 seventh-graders from the Helen Y. Davis Leadership Academy.](#)"

- **"Conservative group to push redistricting reform in Massachusetts," by Lisa Kashinsky, Boston Herald:** "A national conservative group focused on government reform says it wants to take on gerrymandering in deeply blue Massachusetts. Alabama-based Take Back Our Republic wants to replace the Legislature's redistricting process with a nonpartisan commission in the Bay State, with the aim of increasing voters' access to their elected officials, said John Pudner, the group's executive director. "We're going to get districts that

are much fairer for people," Pudner said. Take Back Our Republic plans to follow the model that was adopted in Michigan last year — using a ballot initiative to create a [13-member independent commission that would redraw district lines based on the 2020 census](#)."

- **"BPS memo called for 'right-sizing' Boston's schools," by Trea Lavery, Bay State Banner:** "When Boston Public Schools moved to close the West Roxbury Education Complex last year, students and teachers from the Urban Science Academy and West Roxbury Academy, the two schools making up the WREC, blasted department officials for not finding a way to keep the two high schools' students together. School officials said they exhausted every option, yet documents from the decision-making process suggest [that the district may have closed the school regardless of whether a solution had been found](#)."

- **"Federal officials investigate Mass. prisons on elderly, ill inmates, solitary confinement," by Maria Cramer, Boston Globe:** "Federal prosecutors are investigating the Massachusetts prison system over its use of solitary confinement, and the treatment of elderly and severely ill prisoners, according to several attorneys who have spoken with federal investigators. The investigation, launched by the civil rights unit of the US attorney's office in Massachusetts, is focused on reports of mistreatment of inmates in order to identify potential patterns and practices of abuse, those familiar with the investigation said. Lawyers who have been interviewed by federal investigators said they have provided documents alleging abuses of inmates who are 50 and older, [inmates who are terminally ill, and prisoners who have spent months, even years, in isolation](#)."



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- **"Suspended Newton judge declined plea deal that would have meant no criminal charges,"** by Andrea Estes, Shelley Murphy and Maria Cramer, **Boston Globe**: "Suspended Newton Judge Shelley Richmond Joseph turned down a deal that would have allowed her to avoid prosecution — and possibly preserve her career — if she admitted that she illegally helped an undocumented immigrant elude arrest by an Immigration and Customs Enforcement agent, according to several people briefed on the federal prosecutor's offer. US Attorney Andrew Lelling had offered Joseph a "deferred prosecution agreement" under which she would not have been indicted and, in a year, as long as she didn't repeat the conduct, prosecutors would [abandon the obstruction of justice charges, according to the people familiar with the deal.](#)"

- **"Can ICE target undocumented immigrants for arrest in Massachusetts courts? Federal judge hears the first arguments in case brought by DAs,"** by Jacqueline Tempera, **MassLive.com**: "A Boston federal court judge heard the first arguments Thursday in a case that will decide whether U.S. Immigration and Customs Enforcement agents can target and arrest undocumented immigrants who show up for court dates in Massachusetts. Erez Reuveni, who is representing the government, argued that ICE focuses only on people [who pose a national security or public safety threat when they take the step of a courthouse arrest.](#)"

- **"Years after bitter breakup, Boston lawyers to square off in court,"** by Greg Ryan, **Boston Business Journal**: "A trial is scheduled to kick off next week in a Boston courtroom that pits the owner of a local law firm that specialized in asbestos defense work against six partners who left his firm in 2016 to launch a competing outfit. David Governo, owner of Boston-based Governo Law Firm, sued the founders of CMBG3 Law shortly after they left his firm, [accusing them of stealing electronic client data and the firm's trade secrets before they quit.](#)"

- **"Massachusetts High Court Says Poor Evidence Storage Endangers Fairness Of Justice System,"** by Mark Herz, **WGBH News**: "Massachusetts' highest court has said that problems with the storage of DNA and other kinds of crime evidence could threaten the integrity of the state's criminal justice system by making it harder to overturn wrongful convictions. In a decision on Tuesday, the Supreme Judicial Court ruled on several similar cases in which there was a tussle between state court clerks and local police departments over

who would store and preserve such evidence. In its decision, the court said that [Massachusetts needs a state of the art facility for evidence storage staffed by trained professionals.](#)"

WARREN REPORT

- **"A toaster once nearly set Elizabeth Warren's kitchen on fire. Here's why the story sticks with her."** by Nik DeCosta-Klipa, **Boston.com**: "For Sen. Elizabeth Warren, toasters are more than just a convenient kitchen appliance or stereotypical wedding gift. They're a reminder of her belief in how government should work. Over the past two decades, the Harvard law professor-turned-Massachusetts senator has repeatedly brought up the bread-cooking devices in speeches, writings, and even a fundraising email from her 2020 presidential campaign this week. ["Let's talk about toasters." Warren began a speech last year at Georgetown University's School of Law.](#)"

FROM THE DELEGATION

- **"Trahan disclosure shines light on finances,"** by Christian M. Wade, **Eagle-Tribune**: "A newly filed personal financial disclosure by U.S. Rep. Lori Trahan suggests she had more than enough revenue and assets to secure sizable loans to her campaign last year, but watchdog groups that filed complaints against the congresswoman say her story still doesn't add up. Trahan, a Westford Democrat, has been accused by two groups of violating campaign finance laws by loaning her campaign \$371,000 in the months ahead of a contentious primary election. The complaints question the source [of the loans, alleging that Trahan's revenue and assets in 2018 weren't enough to secure them.](#)"

- **"US House passes bill to aid workers saving for retirement; Rep. Richard Neal praises vote,"** by Patrick Johnson, **MassLive.com**: "The U.S. House of Representatives' passage on Thursday of a bill that intends to increase the ability of people to save for retirement was praised by U.S. Rep. Richard E. Neal as a way of averting an impending "retirement crisis." The bill, known as the Setting Every Community Up for Retirement Enhancement (SECURE) Act, was overwhelmingly approved by a vote of 417-3, with 11 representatives not voting. Neal, D-Springfield, chairman of the House Ways and Means Committee, said in a statement that the House has made ["significant progress"](#)

[in helping to ensure workers of all ages are able to save enough money for retirement.](#)"

MARIJUANA IN MASSACHUSETTS

- **"Cannabis Control Commission approves first sale of a marijuana company,"** by Shira Schoenberg, Springfield Republican: "The Cannabis Control Commission on Thursday approved the state's first acquisition of a marijuana company. The commission approved the sale of Sira Naturals to Cannabis Strategies Acquisition Corp. Sira Naturals owns three medical marijuana dispensaries, in Cambridge, Somerville and Needham. It has secured licenses to cultivate, manufacture and transport marijuana for the recreational market. Cannabis Strategies Acquisition Corp., a publicly traded company in Canada, announced in October that it had an agreement to buy Sira Naturals along with three [Nevada-based marijuana companies and one company that operates in Nevada and Colorado.](#)"

EYE ON 2020

- **"Brookline Attorney Shannon Liss-Riordan On Why She Wants To Take On Sen. Ed Markey In 2020,"** by Jamie Bologna and Zoë Mitchell, WBUR: "U.S. Sen. Ed Markey has served in Congress for more than 35 years, but one Brookline labor lawyer has decided that this term should be his last. Attorney Shannon Liss-Riordan will challenge Markey in the Democratic primary next year. Liss-Riordan has spent the past two decades fighting for [worker's rights against companies which include Uber, Starbucks, FedEx and American Airlines.](#)"

- **"The First Big Democratic Primary Challenge of 2020 Is Happening In Massachusetts,"** by Hannah Levintova, Mother Jones: "Labor lawyer Shannon Liss-Riordan announced this week that she is running for the U.S. Senate, challenging incumbent Massachusetts Senator Ed Markey in next year's Democratic primary race. Markey was first elected to the House of Representatives in 1976 and moved to the Senate in 2013, after winning a special election to replace John Kerry, who had stepped down to become Secretary of State. With the exception of [a 2013 primary to succeed Kerry, the last time Markey faced a Democratic challenger was 2002.](#)"

ABOVE THE FOLD

— [Herald](#): "DROP PUCK, LIFT FORK," "HOT ICE!" — [Globe](#): "Mass. prisons are facing US review," "SPECTER OF RACISM PUTS MFA IN SPOTLIGHT," "Inclusion means more than just opening the doors," "Torrent of criticism follows reports about students' treatment."

FROM THE 413

- **"As Nominating Window Closes, Women Rise to Consider Sarno Challenge,"** by Matt Szafranski, **Western Mass Politics & Insight**: "In the twilight of the signature gathering-phase of Springfield's election, two women have stepped forward to consider a challenge to Mayor Domenic Sarno. On Thursday, Linda Matys O'Connell, an advocate, activist and journalist in the city, announced she was pulling paper for mayor. She follows Yolanda Cancel, who began gathering signature this week after her son was the victim of a gun crime. Both women will need to collect 500 signatures by Tuesday at 5pm to appear on the September 10 preliminary ballot. But, if they meet that threshold, they will face added challenge of fundraising and organizing in a seemingly crowded preliminary before taking on Sarno in a November smackdown. Still, their consideration and potential entry [reflects growing unease with Sarno's now-12 year reign. It also recognizes the myth of his invincibility.](#)"

THE LOCAL ANGLE

- **"City eyes scooter rollout,"** by Dustin Luca, **The Salem News**: "Nevermind more sharable bikes. A fresh fleet of electric scooters could soon be buzzing through the streets of Salem. The City Council is considering a trial run for expanding its public bike-sharing system with Zagster to include as many as 250 electric scooters around the city. The issue was sent to the City Council's ordinance committee for a future meeting. Zagster has managed a bike-share network in the city since 2017, when three hubs of six bikes each initially launched. Today, the system has 80 bikes maintained and distributed [by Zagster throughout 16 docks across the city, according to city senior planner Tom Devine.](#)"

MEDIA MATTERS

- **"GateHouse staff cuts hit Telegram, WoMag newsrooms,"** by Zachary Comeau, **Worcester Business Journal**: "Worcester Magazine's editorial staff is down to just one reporter, the Telegram & Gazette lost six positions and hundreds of other journalists, photographers and hundreds of other employees working for newspaper giant GateHouse Media are jobless after round of cuts today, as the New York-based company announced the continuation of its \$100-million stock buyback program. In Worcester, the magazine's Editor Walter Bird and Arts & Entertainment Editor Josh Lyford [were laid off, leaving reporter Bill Shaner to run the only weekly alternative paper in the city.](#)"

- **Laurel J. Sweet** leaves the Boston Herald and joins the public affairs team at FBI Boston. [Tweet](#).

HAPPY BIRTHDAY - to Massachusetts Teachers Association government relations specialist **Kate Donaghey** and Boston Globe crime reporter **Evan Allen**.

HAPPY BIRTHWEEKEND - to WGBH's **Kirk Carapezza**, **Rosina-Maria Lucibello** of Team Dukakis; **Julia Lucivero**, media relations manager at the Innocence Project; **Jeff McCue**, head of the Massachusetts Department of Transitional Assistance; WGBH's **Brendan Deady**, and UMass Journalism student **Brian Choquet**.

DID THE HOME TEAM WIN? Yes! The **Red Sox** beat the Blue Jays 8-2.

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Advocating for raising the legal age to purchase our products to 21+ nationwide.

Stopping the sale of non-tobacco and non-menthol based flavored JUULpods to traditional retail stores.

Enhancing our online age verification process.

Strengthening our retail compliance program with over 2,000 secret shopper visits per month.

Shutting down our Facebook and Instagram accounts and working to remove inappropriate social media content generated by others on those platforms.

And investing in new technologies to further prevent youth use.

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BY **STEPHANIE MURRAY**

Presented by JUUL Labs

GOOD MORNING, MASSACHUSETTS.

KHAN GOES AFTER ALTERED ADS — State Rep. Kay Khan is pushing for legislation that would give up to a \$10,000 tax credit to certain companies that don't digitally alter the skin tone or body shape of models used in advertising. The recently filed [bill](#) is the first of its kind in the country, according to Khan's office, and she says it could convince companies to "lean into the body confidence movement."

"It would be trying to incentivize companies to be more realistic in their way of advertising," Khan told me last night. "It's not that we see images just once or twice. We see these manipulated images hundreds of times, and that's what kind of stays with us. So the idea would be to create a better environment that would promote more healthy images."

The bill would give a tax credit to cosmetic, personal care and apparel companies that don't use edited advertisements. The proposed law defines those edits as when a "human model's skin tone, skin texture including wrinkles, body size, or body shape are changed." Khan said the bill was brought to her attention last year when she met with a representative from Israel. Lawmakers there [passed a law](#) in 2012 to regulate the use of digitally altered images in advertising.

Experts say that regular exposure to digitally altered images of models can trigger mental health issues in young people, including eating disorders. And Khan's bill comes as some brands have rejected using digitally altered images in ad campaigns. Women's retailer [Aerie](#) stopped editing photos of models in

2014, and Target announced it would not alter images of models in its [swimwear campaigns](#) last year.

Khan pointed to a [program](#) launched by CVS, which puts a watermark on images to show they have not been digitally altered. "Companies that are thinking along those lines would be eligible for a tax credit. It sort of models what we did with the Wellness Tax Credit program that was ongoing for several years," Khan said. That [program](#) encouraged employers to offer wellness programs for employees, and expired in 2017.

"I think there's a movement in that direction, to be more realistic. It's happening slowly," Khan said. "We can speed it up by offering tax credits to get people more aware and thinking about what we should be doing to protect young people." The deadline for lawmakers to sign onto the bill is June 6, according to Khan's office. Khan is co-chair of the Joint Committee on Children, Families and Persons with Disabilities and is a psychiatric nurse.

Have a tip, story, suggestion, birthday, anniversary, new job, or any other nugget for the Playbook? Get in touch: smurray@politico.com.

TODAY — Gov. Charlie Baker and Boston Mayor Marty Walsh kick off Pride Week at City Hall Plaza. **Baker** and **First Lady Lauren Baker** attend the Best Buddies Football Challenge at Harvard Stadium. **Walsh** is a guest on WGBH's "Morning Edition," and attends the Harvard-Kent Leadership Scholarship Ceremony. **Sen. Elizabeth Warren** campaigns in California. **Senate President Karen Spilka** is a guest on "Boston Public Radio." **Rep. Ayanna Pressley** speaks at UMass Boston Commencement.

A message from JUUL Labs:

Youth vaping is a problem. We're taking action. No youth or non-nicotine user should ever try JUUL products. We've taken a series of actions to greatly reduce youth use of tobacco products, including our own. Learn more about our youth prevention efforts: [JUUL.com/youth-prevention](https://juul.com/youth-prevention)

- **"HARDBALL TACTICS SLOW TIME-SENSITIVE CHARTER BILL,"** by Matt Murphy and Michael Norton, **State House News Service:** "An innovative, but controversial plan from New Bedford to expand a charter school in that city continued to face rough treatment on Beacon Hill Thursday when it was met with another delay, this time in the Senate, potentially jeopardizing the project. Opponents of the bill, which would transfer the Kempton School property to the Alma Del Mar charter school for its new campus, have used procedural maneuvers over the past week to prevent it from even being assigned to a committee for a public hearing. Sen. Patricia Jehlen of Somerville was the latest to throw up a roadblock, using a [procedural motion Thursday to block the bill from being assigned to the Joint Committee on Education](#)."

- **"Following Data Release, More Hearings Set For Weymouth Compressor Air Permit,"** by Barbara Moran, **WBUR:** "A state official decided Thursday to reopen appeals hearings regarding an air permit for a controversial proposed natural gas compressor station in Weymouth. The decision comes after two tumultuous weeks in which the state Department of Environmental Protection released new air quality data showing higher carcinogen levels around the proposed site [than previously reported, and then faced possible sanctions for the delay in releasing the data](#)."

- **"DeLeo sidestepping Baker on bonds,"** by Bruce Mohl, **CommonWealth Magazine:** "HOUSE SPEAKER ROBERT DELEO is using a novel funding approach for his climate change legislation, authorizing the issuance of \$1 billion in state general obligation bonds that would be exempt from controls set by the Baker administration. The Legislature regularly approves bond authorizations allowing state government to borrow money for all sorts of projects. To prevent overspending with borrowed money, the governor has the legislative authority to set caps on the amount of bonds that can be issued each year and the amount of interest on bonds that can be paid out of the state budget. The two caps give the governor [wide latitude to determine how many bonds actually get issued each year and for what purposes](#)."

- **"Senate adds \$250K to budget for Knowledge Corridor,"** by Anita Fritz, **Greenfield Recorder:** "The state Senate has included \$250,000 in its budget to market what is known as the Knowledge Corridor Rail pilot program set to begin this summer. "I am delighted that my colleague Sen. Lesser and I were able to secure \$250,000 in the Senate budget for the North-South passenger

rail marketing," Sen. Jo Comerford, D-Northampton, said. "These funds will be used to raise critical public awareness and excitement at the onset of this pilot program." Comerford said the expanded train service is the result of years of work by many lawmakers at every level of government, and the [marketing funds essentially lock in tens of millions of public dollars already invested in the project.](#)"

- **Betting notes: DeLeo wants floor vote on sports bill," by Andy Metzger, Commonwealth Magazine:** "THERE ARE SCORES of variables for lawmakers to consider as they put together a regulatory scheme to legalize sports betting, but Speaker Robert DeLeo has already made up his mind on one important aspect of the pending legislation: there should be a bill brought to the House floor. The speaker telegraphed his hope for a big standalone bill by keeping sports-betting language out of the House budget and a spokeswoman this week confirmed that his goal is to bring a bill to the floor for debate this session. That bill could open up a whole new way to gamble and a new revenue stream for the state. To see it become law, DeLeo will [need cooperation from Senate President Karen Spilka, who has said little about where she stands.](#)"

- **"Attorney General Maura Healey Vows To Fight For Abortion Access," by Zoe Matthews, WGBH News:** "A legislative and potential legal battle is shaping up around abortion, and pro-choice advocates have a fighter on their side in Massachusetts Attorney General Maura Healey. In an interview on Boston Public Radio Thursday, Healey said she supports the ROE Act, an effort to codify and expand abortion access in the state. "This is just playing catch up," Healey said, noting that other states like New York and Connecticut already have more progressive laws around abortion access. Multiple state legislatures, like Alabama and Georgia, have [recently passed into law policies that limit or restrict abortion, some even in cases of rape or incest.](#)"

FROM THE HUB

- **"Sunday's Dot Day parade follows historic trail," by Chris Lovett, Dorchester Reporter:** "The first observance of Dorchester Day, in June of 1904, took place under a tent on Savin Hill. A celebration of local history and pride, it was also meant to protect an urban wild with a panoramic view from a frenzy of new development. But by the beginning of the 20th century, the fast pace of change in Dorchester was hard to ignore. Over the fifty years after its

annexation to Boston, in 1870, Dorchester's population would increase more than ten-fold. And, even by [1910, more than one-third of the growing population in all of Boston was made up of immigrants.](#)"

- **"A MODERN METCO," by Brendan McGuirk, Boston Institute for Nonprofit Journalism:** "For more than 50 years, Metco has stood as a hallmark effort to address racial disparities in education. But for the progressive civil rights program to keep pace with the national dialogue around race, inequality, and white supremacy, [stakeholders say it's time to reexamine and recommit to Massachusetts' once-radical program.](#)"

- **Boston teachers would get 2 percent pay raises under contract deal," by James Vaznis, Boston Globe:** "Officials from the Boston Public Schools and the Boston Teachers Union on Thursday night signed a tentative contract that offers 2 percent annual pay raises, guarantees a full-time nurse in every school, and provides an aide for every kindergarten classroom. Details on the three-year pact emerged one day after the union notified its more than 7,500 members that an "agreement in principle" had been reached. The agreement paves the way [for ratification by union members on June 12. The School Committee will likely vote a week later.](#)"

- **"Pioneer Institute, UMass feud intensifies over Boston campus," by Joe Dwinell, Boston Herald:** "The UMass brass is not budging in its fiscal feud with a top think tank over accusations of shoddy oversight at the beleaguered Boston campus. The Pioneer Institute, which slammed UMass President Martin T. Meehan over his handling of finances at the UMass Boston campus earlier this week, called out university leaders for not agreeing to an audit. "Pioneer Institute is disappointed that University of Massachusetts leadership refuses to join with Pioneer to request that the State Comptroller's [Office audit the university's financial oversight,](#)" [the think tank said in a statement Thursday.](#)"

- **THEY SHOULD GET OVER IT: "A New Map Shows Basically the Whole Country Hates the Bruins," by Spencer Buell, Boston Magazine:** "New England sports fans are not exactly known for giving a rat's ass what the rest of the country thinks of our teams, so gonna go out on a limb and guess this won't bother any of you. But a new map sourced from social media data shows that when it comes to the Stanley Cup, the vast majority of states are rooting against the Bruins. The potentially legit gambling website

sportsbettingexperts.com crunched the numbers on 40,000 tweets, comparing the number of tweets in favor of Boston—for example, tweets with the hashtag #gobruins—to those that showed preference for the St. Louis Blues, like #weallbleedblue. [A spokesman tells me the website used the social media-scraping tool Trendsmap to reach its conclusions.](#)"

TRUMPACHUSETTS

- **"At Harvard, a not-so-veiled rebuke of Trump by Angela Merkel," by Deirdre Fernandes, Boston Globe:** "German Chancellor Angela Merkel offered a sharp and not-so-veiled rebuke of President Trump and his brand of nationalism during her commencement speech at Harvard University on Thursday. Merkel never mentioned Trump by name, but warned graduating students of the dangers of building walls and approaching the world's problems — from climate change [and trade to terrorism and forced migration — with an isolationist, go-it-yourself philosophy.](#)"

THE OPINION PAGES

- **"If this is the new 'pro-life' movement, count me out," Rep. Stephen Lynch, Boston Globe:** "While my position on the issue of abortion has never fit neatly on a bumper sticker, I have always used the term "pro-life" to describe myself, no doubt a position partly informed by my faith. And it's partly because of that faith — not despite it — that I am compelled to denounce and reject the recent efforts in several states to isolate, abandon, [and condemn women who wish to avoid pregnancy or are faced with an unwanted pregnancy.](#)"

- **"Want to fix our broken democracy? Have a block party," by Boston City Councilor Michelle Wu:** "As individuals we can feel powerless at the scale of the political crisis unfolding daily, with government refusing to confront any of the disasters looming before us: climate crisis, opioid crisis, housing crisis, constitutional crisis, structural racism, deepening income inequality, crushing congestion. But our divided politics isn't the problem. It's a [symptom of the underlying societal ailment that each one of us has a role in treating: a crisis of trust.](#)"



ON THE STUMP

- **HMMM: "FEC to Mitt Romney, Michele Bachmann and 48 more zombie campaigns: Why are you still here?" by Christopher O'Donnell, Eli Murray, Connie Humburg and Noah Pransky, Tampa Bay Times:** "The federal agency that oversees elections demanded explanations on Wednesday from about 50 politicians who are operating zombie campaigns — political committees that keep spending contributions long after the campaign has ended. The Federal Election Commission sent letters to the campaigns Wednesday asking why their campaign accounts were still open. It flagged specific expenses by at least 17 campaigns and asked them to justify the spending. It is the first action taken by the agency since it [announced in April 2018 that it would start scrutinizing the spending of what it called "dormant" campaigns.](#)"

DAY IN COURT

- **"Judge charged with helping man evade agent wants salary back," Associated Press:** "A Massachusetts judge indicted on charges that she helped a defendant evade an immigration enforcement agent wants her pay reinstated while she fights the allegations. Newtown District Judge Shelley Joseph was suspended without pay last month after she was charged with helping a man who was living in the U.S. illegally to [slip out a back courthouse door to avoid a waiting federal agent. Joseph has pleaded not guilty.](#)"

WARREN REPORT

- **"Elizabeth Warren releases child-care cost calculator to promote universal child-care plan," by Christina Prignano, Boston Globe:** "Senator Elizabeth Warren is releasing a new cost calculator to promote her universal child-care plan. The new tool on her website is an attempt to cast her nationwide child-care policy in highly personal terms and builds off a similar tool released earlier this year that allowed users to calculate how much they would save under her student debt plan. The 2020 Democratic presidential candidate announced the new calculator during an appearance Thursday on "The View." Warren has proposed making child care free for families earning

less than 200 percent of the federal poverty line. Under her plan, [those making more would pay on a sliding scale topping out at 7 percent of a family's income.](#)"

FROM THE DELEGATION

- **"Markey slams Trump 'stealth attack' on immigrants," by Sarah Betancourt, Commonwealth Magazine:** "US SEN. EDWARD MARKEY released a report on Thursday that he said "helps to pull back the curtain" on ways President Trump is reducing the number of immigrants coming into the country. The report, titled "Under the Radar: The Trump Administration's Stealth Attack on the US Immigration System," said Trump has lowered the number of immigrants allowed into the country, restricted asylum claims, stepped up enforcement, and slowed down judicial processing. The report sourced most of the information from sources such as the Department of Homeland [Security's field guides, the Congressional Research Service, and Trump's own executive orders.](#)"

MARIJUANA IN MASSACHUSETTS

- **"Dozens of doctors, scientists warn Mass. marijuana is ripe for 'regulatory failure,'" by Naomi Martin, Boston Globe:** "Dozens of local doctors and scientists criticized the state's marijuana regulatory system Thursday, saying the current rules don't adequately protect public health from high-potency cannabis products now sold legally at 19 stores around Massachusetts. Consumers of THC, marijuana's main psychoactive compound, are at risk of becoming addicted, and face increased risk of "serious mental health problems including [acute psychosis paranoia, schizophrenia, depression, anxiety, and suicide.](#)" [the statement said.](#)"

ABOVE THE FOLD

— [Herald](#): "COPS HIT JACKPOT!" — [Globe](#): "REBUILDING A BRIDGE TO GET OUT OF A JAM," "Tentative deal gives teachers 2% raises," "In swing districts, Democrats wary on impeachment."

FROM THE 413

- **"How work-to-rule is playing out at Bridge Street Elementary School," by Greta Jochem, Daily Hampshire Gazette:** "John Zyskowski, a fourth-grade teacher at Bridge Street Elementary School, typically spends about four hours each week communicating with parents about students, particularly those with high needs. But lately, that kind of communication has gotten more difficult. Since last Monday, educators and school staff have been working-to-rule — or not working outside their contractual obligations and hours — in response to stalled negotiations between the Northampton Association of School Employees ([NASE](#)), [the union that represents teachers and other school staff](#), and the School Committee."

THE LOCAL ANGLE

- **"Pow-Wow Oak lives on," by Nicole DeFeudis, The Lowell Sun:** "Perhaps it was a squirrel that dropped a maple acorn into the stump of the historic Pow-Wow Oak tree on Clark Road. Or maybe it was "a guardian angel," said George Koumantzelis, leader of the Pow-Wow Oak Protectors, a local environmental group. Either way, he said, it sure was a [miracle. Now, a 7-foot tall maple sapling grows from the stump considered sacred by many locals.](#)"

- **"Baker in Worcester urges easing rules that impede home building," by George Barnes, Telegram & Gazette:** "Gov. Charlie Baker maintains that changes are needed as soon as possible to address a housing crisis in Massachusetts. "If we continue to do nothing, which we have done for three decades, we are going to put ourselves in a terrible place, and the solution will take decades," he said at an event seeking support for the Housing Choice bill, which would allow communities to adopt zoning changes that would make it easier to develop all kinds of housing. Mr. Baker told those gathered in Edge at Union Station Thursday afternoon that the state [has seen a significant increase in population since 2000 but housing growth has not kept pace.](#)"

- **"With 13 colleges and universities in the Greater Worcester area, how can the city better leverage itself as a college town?" by Aviva Luttrell, MassLive.com:** "As Worcester's economy continues to grow, state leaders say the city should position itself as a college town while promoting its cultural resources and affordable housing to better retain graduates after they leave school. "I think there's an opportunity here to sort of package that and promote it for Worcester," Lt. Gov. Karyn Polito said of the city's various assets during a

visit to Clark University Thursday. "The fact that Worcester has nine academic institutions within it and 13 within the Greater Worcester area, how do we become better known as a college town? How do we better position the 35,000 to 40,000 graduates to stay [here, to grow their roots further and begin their jobs and careers here in Central Massachusetts?](#)"

- **"Parade vehicle with Confederate flag draws criticism," by Jennifer Solis, The Salem News:** "Amid a chorus of praise from residents for this year's Memorial Day parade and ceremonies, the presence of a Confederate flag and aggressive language on a vehicle rolling down Main Street on Monday has drawn criticism from residents who found the display to be offensive. The truck in question was one of three military vehicles arranged by Bernie Fields, who has participated in previous Memorial Day parades, according to Town Manager Angus Jennings. The words "Hell's Breed" were painted on the passenger's side, and ["Hired Killers" painted across the back. A small Confederate flag was attached to its antenna.](#)"

MEDIA MATTERS

- **"Local news is tanking. Report for America aims to help save it," by Zoe Greenberg, Boston Globe:** "The biggest news story in Woods Hole is climate change: sand dunes breaching, beaches eroding, thickets of algae breeding. Experts at six science centers here analyze the effects of warming; residents live them. Yet the National Public Radio affiliate, which was founded almost 20 years ago, does not have a reporter focused exclusively on the environment. That's about to change. In June, the station will get a full-time reporter to concentrate solely on the human impacts of climate change through the Report for America program. Taking inspiration from Teach for America, the organization deploys early-career reporters to local newsrooms across the country to fill [gaps in local coverage. The fellowship lasts for a year: newsrooms can opt to renew for a second.](#)"

TRANSITIONS - Rep. Jim McGovern promotes Jon Niedzielski to district director, and Kelly Brissette to deputy district director.

- **Dr. Lepaine Sharp-McHenry** was appointed dean of the College of Natural, Behavioral, and Health Sciences at Simmons University.

HAPPY BIRTHDAY - WPRI political reporter **Ted Nesi**, who turns 35. and **Gena Mangiaratti**.

HAPPY BIRTHWEEKEND - to **Lon Povich**.

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Strengthening our retail compliance program with over 2,000 secret shopper visits per month.

Shutting down our Facebook and Instagram accounts and working to remove inappropriate social media content generated by others on those platforms.

And investing in new technologies to further prevent youth use.

[JUUL.com/youth-prevention](https://juul.com/youth-prevention)

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BY **STEPHANIE MURRAY**

Presented by JUUL Labs

GOOD MORNING, MASSACHUSETTS. Happy Monday!

SPILKA WEIGHS IN ON CHARTER DEBATE — State Senate President Karen Spilka weighed in on a home rule petition that would have allowed a New Bedford charter school to break with state law and serve a specific neighborhood. The proposal created a stalemate on Beacon Hill despite support from New Bedford officials, and Spilka says the flare up raises questions about how the state handles charter schools more broadly.

"**The charter school debate is probably** one of the most heated, controversial debates in our state, and it's been going on for years," Spilka said during an appearance on WGBH's "[Boston Public Radio](#)" on Friday. "We need to eventually take a look at what we're doing with charter schools."

The plan would have allowed the Alma Del Mar Charter School to open a neighborhood campus, but it was [killed](#) on Friday after House and Senate lawmakers made procedural moves during informal sessions to slow the bill.

"**Any single senator can object** to it being heard on that one day. That has happened many many times in the past, it will continue to happen," Spilka said, in reference to the legislative move that stalled the bill last week. "It wasn't anything out of the ordinary to have one person object to a bill one time."

But charter schools are a polarizing issue in Massachusetts, especially after a failed 2016 ballot question to raise the cap on charter schools. Tensions around how the state handles the schools still exist, as evidenced by a scathing

[editorial](#) in the Boston Globe last week.

The unfinished charter schools conversation continues as lawmakers try to hammer out an update to how the state funds public schools. Charter school critics say they drain funding from traditional public school budgets.

"I believe that charters were started to form as an alternative for regular public schools as incubators, and they were not used in the way they should have been used in terms of sharing all of their innovation," Spilka said.

"I am concerned we are beginning to develop two separate school systems," Spilka continued. "And we don't have the funding to fully fund all of that."

Have a tip, story, suggestion, birthday, anniversary, new job, or any other nugget for the Playbook? Get in touch: smurray@politico.com.

TODAY — Gov. Charlie Baker and Lt. Gov. Karyn Polito meet with House Speaker Robert DeLeo and Senate President Karen Spilka. Attorney General Maura Healey speaks at the Student Loan Litigation Conference at Harvard Law School.

A message from JUUL Labs:

Youth vaping is a problem. We're taking action. No youth or non-nicotine user should ever try JUUL products. We've taken a series of actions to greatly reduce youth use of tobacco products, including our own. Learn more about our youth prevention efforts: JUUL.com/youth-prevention

DATELINE BEACON HILL

- **"Three sets of Mass. public agencies nominated for government secrecy award," by Amanda Kaufman, Boston Globe:** "Three sets of Massachusetts public agencies are facing stiff competition for an ignoble accolade: most secretive. State Police, three different district attorneys, and the state's court system are finalists for the Investigative Reporters and Editors' Golden Padlock Award, which is granted annually to the most secretive government agency or individual. Among the fellow nominees are Michigan State University's coverup

of serial sexual abuse by Larry Nassar; former Alabama attorney general Luther Strange, who withheld records confirming his role in an alleged bribery conspiracy; and the Charleston, S.C., County School District for refusing to release documents showing the [district had settled complaints brought by children claiming an employee had sexually molested them](#)."

- **"State GOP shifts right under Lyons' leadership," by Christian M. Wade, Eagle-Tribune:** "The state GOP is tacking sharply to the right under a new leader, former state Rep. Jim Lyons, embracing many of the hard-line positions of the national party under President Donald Trump. Lyons, who took over as party chairman in January, has unleashed a barrage of criticism at Beacon Hill Democrats, accusing them of promoting "infanticide" for backing a late-term abortion bill and blasting them for proposals to [allow "Gender X" classification on driver's licenses and limit cooperation with federal immigration crackdowns](#)."

- **"Riley throws in towel on New Bedford charter plan," by Michael Jonas, Commonwealth Magazine:** "FOUR MONTHS AFTER he unveiled a novel proposal for a New Bedford charter school billed as a way to ease the acrimony that has plagued the state's education sector, Massachusetts education commissioner Jeff Riley pulled the plug on the plan, which had only seemed to trigger a fresh round of the warring he sought to end. Riley said Friday afternoon that the clock has run out on waiting for the Legislature to approve a compromise worked out with city leaders in New Bedford and the Alma del Mar Charter School that would have authorized a 450-student charter school to serve a defined section of the city. He said he will instead give the go-ahead for a backup plan [allowing Alma del Mar to open a larger, 594-seat school serving students across New Bedford](#)."

- **"Mass. to double offshore wind procurements," by Bruce Mohl, Commonwealth Magazine:** "THE BAKER ADMINISTRATION is pushing ahead with plans to double the procurement of offshore wind power over the next several years, a move that will increase wind's share of the state's energy portfolio to 30 percent while locking Massachusetts into long-term contracts for nearly two thirds of its electricity. The announcement was another sign of just how bullish the state is on offshore wind, but it also highlighted some of the risks involved in negotiating 20-year contracts directly [with electricity suppliers instead of relying on the region's competitive wholesale electricity](#)

[market.](#)"

- "Keeping politics in check," by Steve Koczela, Commonwealth Magazine. [Link](#).

FROM THE HUB

- **"Women of color team up for Boston City Council run," by Stephanie Ebbert, Boston Globe:** "Women of color transformed the Boston City Council in the last municipal election by claiming six of the 13 seats. Now some of them are upending campaign traditions by banding together to run in the next council contest. Three-term Councilor Michelle Wu and newcomer Alejandra St. Guillen — both in the competition for four at-large council seats — will share Dudley Square campaign headquarters with first-term Councilor Kim Janey, who's running for reelection as a district councilor representing Roxbury. To Wu, the most established of the three and the top vote-getter in the citywide council race, the move is not just about sharing campaign costs and aligning with political allies. It's about supporting St. Guillen, a friend, mentor, and [like-minded woman in public service — even if that means supporting a rival in her own race.](#)"

- **"Boston drivers' choice: Parking tickets, the electric bill, lunch or diapers?" by Alexi Cohan, Jonathan Ng, Meghan Ottolini and Sean Philip Cotter, Boston Herald:** "Mayor Martin Walsh's dramatic increase of parking fines last year coupled with aggressive enforcement is putting a financial strain on people who say a single mistake can wipe out the month's diaper budget or force them to forego lunch, while juggling other bills. Residents like Alexandra Haddad of Jamaica Plain say the fines that the city jacked up last July are a financial burden. The \$40 she recently spent on a [parking ticket could have gone toward a month's supply of diapers for her 10-month-old baby.](#)"

- **"The Twin Cities have a beautiful new soccer stadium. Why doesn't Boston?" by Tim Logan, Boston Globe:** "A quarter-century after their launch, the New England Revolution still play home matches in a two-thirds-empty Gillette Stadium, 25 miles from downtown Boston, in Foxborough. That makes the team inaccessible — and out of mind — for many potential fans. The Kraft family, which owns the Revolution, the New England Patriots, [and Gillette Stadium itself, has for years said building a soccer stadium in the core](#)

[of the region is a priority.](#)"

- "Mayor Walsh On What It Will Take To Lower Crime, Homelessness In Boston," WGBH. [Link.](#)

- "Seven arrested as March for Life turns violent," by Andrew Martinez, **Boston Herald**: "A demonstration turned violent Sunday afternoon on the Boston Common when protesters clashed with anti-abortion March for Life demonstrators, leading to seven arrests. C.J. Williams, director of community engagement for the Massachusetts Citizens for Life, said she was shoved by two men shouting expletives as a group of 25 people walked up to the annual March for Life event gathering at 11:30 a.m. near Tremont Street and Boylston Street. "One of our speakers ... who is black and gay, was assaulted by the other side and had urine thrown on him," she said. " [It got a little bit hectic there, it was not the dialogue I'd hoped for.](#)" [Boston police confirmed seven arrests.](#)"

TRUMPACHUSETTS

- "Cambridge-area activists hold public reading of Mueller excerpts," by **Jeremy C. Fox, Boston Globe**: "When Special Counsel Robert Mueller made his first public statement about his investigation last week, he declared that everything he had to say was in his report. "The work speaks for itself," Mueller said, perhaps hinting that more people should crack open the 448-page document, which even members of Congress admit they haven't read. On Sunday, local activists began a grass-roots effort to introduce voters to the account of Mueller's two-year [investigation, gathering on the steps of the Cambridge Public Library to read selected passages aloud.](#)"

WARREN REPORT

- "Inside Warren's battle plan to win Iowa — and the nomination," by **Alex Thompson, POLITICO**: "Elizabeth Warren's presidential campaign is obsessed with stickers. At a half-dozen events in rural Eastern Iowa over Memorial Day weekend, paid organizers and volunteers swarmed every attendee, affixing brightly colored circles to them as proof their contact information had been secured. The sticker patrol circled the room before [Warren spoke — and afterward in the selfie line — just in case anyone happened to slip through.](#)"

- **"As candidates descend on California, Kamala Harris struggles to defend her home turf," by Liz Goodwin, Boston Globe:** "Senator Elizabeth Warren attracted the largest crowd of her presidential campaign so far Friday night in an unusual location — the hometown of rival Senator Kamala Harris. "Hello, Oakland!" a buoyant Warren shouted to an estimated 6,500 people packed into a soccer field, her arm pumping into the chilly air. "I'm Elizabeth Warren, I'm running for president, and I have a plan for that!" The crowd for Warren's speech — as well as those at the many other well-attended glitzy fund-raisers and campaign events held by other Democratic candidates in the Bay Area this weekend — sent a clear message to Harris, the state's junior senator: Her home state is [still very much up for grabs as her campaign for the Democratic nomination has yet to take off.](#)"

- **"Sen. Elizabeth Warren says she has always supported making recreational marijuana legal, but is that true?" by Jacqueline Tempera, MassLive.com:** "Sen. Elizabeth Warren said she has supported legalization of marijuana since Massachusetts voted to decriminalize the drug in 2008, but a New York Times fact check says this claim is exaggerated. The Times fact checked a number of Warren's comments on the trail, as the Massachusetts Senator continues to rise in the polls for the 2020 race for the White House. At a CNN town hall in April, a student asked Warren about her [position on marijuana legalization and her evolution in thought since she was first elected in 2012.](#)"

- **"2020 candidate Elizabeth Warren compared to Rachel Dolezal in 'The Breakfast Club' interview," by Cheyenne Haslett, ABC News:** "In an interview on "The Breakfast Club" Friday morning, Sen. Elizabeth Warren was asked a host of questions about her Native American ancestry claims and compared to Rachel [Dolezal, the former NAACP leader who was outed as a white woman pretending to be black in 2015.](#)"

FROM THE DELEGATION

- **"Pressley calls UMass Boston grads 'President Trump's worst nightmare,'" by Ysabelle Kempe, Boston Globe:** "US Representative Ayanna Pressley praised the hard work and diversity of UMass Boston's Class of 2019, calling the graduates "President Trump's worst nightmare." "Represented here today are dreamers and doers, immigrants, people of every race identity, every

gender identity and sexuality, sisters rocking Senegalese twists and hijabs," Pressley told the 2,783 graduates and their families gathered on the lawn of the waterfront campus for the commencement. Martin T. Meehan, president of the UMass system, told the crowd on the sunny [morning that Pressley 'has not been afraid to speak up, stand up, and, in some cases, cause trouble.'](#)"



MOULTON MATTERS

- **"Seth Moulton: 'If this country wasn't racist, Stacey Abrams would be governor,'" by Kate Sullivan, CNN:** "Massachusetts Rep. Seth Moulton said Sunday Democrat Stacey Abrams should be governor of Georgia, and said she would be if the US "wasn't racist." "We have a problem with racism in America today. If this country wasn't racist, Stacey Abrams would be governor," the Democratic presidential candidate said at a CNN town hall in Atlanta. In response to a question about dismantling systemic racism in America, he called for a "new Voting Rights Act" and said "people of color are being systemically denied the most basic right in a democracy, which is the right to vote." Abrams, who would have been the first African [American woman ever elected governor, narrowly lost her gubernatorial bid in Georgia last year.](#)"

ABOVE THE FOLD

— [Herald](#): "EDELMAN: I GOT HACKED," "TICKETED BROKE!" — [Globe](#): "Bishop's LGBTQ tweet stirs backlash," "FOR BOSTON, AN ELUSIVE GOAL."

FROM THE 413

- **"Zen and the Art of Making Law (on the Police Commission)" by Matt Szafranski, Western Mass Politics & Insight:** "For well over a decade, city councilors have grappled how to structure the Police Department leadership. The Control Board's abolition of the Police Commission in 2005 was among its most controversial moves. But it took several reform attempts and the Gregg Bigda imbroglio to produce the political capital to revive the Police Commission over the mayor's veto. The first Council elected post-Control Board was also the first with ward representation. It proffered no fewer than

three bills to reform police oversight. None passed. Councilors would continue to debate the issue until Bigda's cinematic debut. Of course, mayoral opposition [has reduced the passage of an actual police oversight ordinance to a footnote, at least for now.](#)"

- **"Springfield grapples with surge in overdose deaths," by Felice J. Freyer, Boston Globe:** "Milton Rivera has seen it with his own eyes, and it's scary. A man sat down for a meal at the Friends of the Homeless shelter — and suddenly turned white and collapsed. The staff revived him. Help came too late for another guy Rivera knew who overdosed in the shelter's bathroom. He was found hours later, dead from the illicit fentanyl that has infiltrated the drug supply throughout the state. "Thank God I stopped," said the 52-year-old Rivera, who gave up illegal drugs three years ago and now rents a room at the shelter. Rivera and many others live every day with a reality that became starkly apparent in Department of Public Health statistics released last [month, surprising numbers that have brought a moment of reckoning for the state's third-largest city.](#)"

THE LOCAL ANGLE

- **"Pilgrim ownership will determine path of nuclear plant's future," by Christine Legere, Cape Cod Times:** "The decommissioning of Pilgrim Nuclear Power Station could stretch to 60 years if current owner, Entergy Nuclear Generation Co., handles the job, or it could be completed in only eight years if Holtec International succeeds in purchasing the plant. Either way, the first steps remain the same. Removing the 580 radioactive spent fuel assemblies from the reactor vessel and transferring them to the adjacent spent fuel pool — a [process done completely underwater — will begin Tuesday and continue for about 10 days.](#)"

- **"'Put down your phone,' Gov tells Upper Cape grads," by Tanner Stening, SouthCoast Today:** "Somebody kept telling Upper Cape Cod Regional Technical School's Class of 2019 to put their phones away during Sunday's graduation ceremony. No, it wasn't a parent of one of the 158 graduating seniors, it was Massachusetts Gov. Charlie Baker. "Believe it or not, your phone has no humanity," Baker said, addressing the graduating class. "It feeds on distance, anonymity and outrage." Baker delivered the commencement address after valedictorian Joseph Rotondo and Madison

Brun, named outstanding [vocational technical student of the year, offered some reflections on their high school careers.](#)"

MEDIA MATTERS

- **"Now that's a good story: news revival in Berkshires," by Mark Shanahan, Boston Globe:** "As he was nearing 70, the mandatory retirement age for judges in Massachusetts, Fred Rutberg began thinking about what he might do next. He had served on the bench in Berkshire County for 20 years, and lived in Stockbridge for 40. Then one soft summer night in 2014, Rutberg and his wife, Judith, were on Nantucket, listening to a talk at the island library by veteran political journalist Joe Klein. "At some point, [Klein] said, offhandedly, 'Democracy requires citizenship and citizenship requires a town square,' " Rutberg said. "And when he said that, I whispered to my wife, 'The Berkshire Eagle.' " Five years later, the former district court judge is president and publisher of the Eagle, a once-great daily newspaper whose staff, circulation, and prestige all declined dramatically during two decades of corporate ownership. Backed by a group with [local ties and deep pockets.](#) [Rutberg bought the moribund paper in May 2016 and began investing in it.](#)"

- **"GateHouse Media to condense 50 weekly Massachusetts newspapers into 18," by Jacqueline Tempera, MassLive.com:** "GateHouse Media will consolidate 50 of its weekly newspapers in Massachusetts into 18, according to a memo posted online Friday night. The plan, set to begin Monday, will affect weekly papers, according to an internal memo [posted online by Dan Kennedy, a Northeastern University professor and Media Nation blogger.](#)"

HAPPY BIRTHDAY - to Mass. Playbook superfan **Eric Farmer.**

DID THE HOME TEAM WIN? Yes! The **Red Sox** beat the Yankees 8-5.

Want to make an impact? POLITICO Massachusetts has a variety of solutions available for partners looking to reach and activate the most influential people in the Bay State. Have a petition you want signed? A cause you're promoting? Seeking to increase brand awareness among this key audience? Share your message with our influential readers to foster engagement and drive action. Contact Jesse Shapiro to find out how: jshapiro@politico.com.

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BY **STEPHANIE MURRAY**

Presented by JUUL Labs

GOOD MORNING, MASSACHUSETTS.

WARREN GETS PRAISE FROM FOX — A commentator on the cable network Sen. Elizabeth Warren has called a "hate for profit racket" gave a nod to her presidential campaign's economic populist message last night. It was a surprising move that came just a few weeks after Warren's high-profile refusal to appear on a Fox News town hall.

Fox News commentator Tucker Carlson compared Warren to President Donald Trump — in a good way — last night. His comments came during a monologue that praised her newly-released "[economic patriotism](#)" plan.

"It's just pure, old-fashioned economics. How to preserve good-paying American jobs," Carlson said. "Even more remarkable, many of Warren's policy prescriptions make obvious sense."

Less than a month ago, Warren rejected an invitation from Fox News to do a hour-long, televised town hall on the network. She [slammed](#) Fox, calling it an "outlet that profits from racism and hate," and [pushed back](#) on criticism that she was alienating people who watch Fox News by turning down a town hall, unlike some 2020 Democrats.

And though Warren wasn't on Fox herself last night, her campaign's message certainly was. Carlson praised the lack of "identity politics" in Warren's latest plan, and listed off her proposals including more workplace apprenticeship programs, and encouraging the government to buy American products when it can.

"She sounds like Donald Trump at his best," Carlson said.

But don't expect a wholesale change in Carlson's attitude toward Warren. While he had high praise for her economic patriotism message, he still has issues with the social policy aspects of Warren's platform — in the same broadcast, Carlson referred to her as a "race-hustling, gun-grabbing, abortion-extremist."

Have a tip, story, suggestion, birthday, anniversary, new job, or any other nugget for the Playbook? Get in touch: smurray@politico.com.

TODAY — Gov. Charlie Baker speaks at a legislative affairs breakfast hosted by the Greater Gardner Chamber of Commerce, then attends the Small Town Administrators of Massachusetts Annual Meeting in Princeton. **Lt. Gov. Karyn Polito** visits Danvers High School, attends a ribbon cutting in Manchester-by-the-Sea, and speaks in a roundtable discussion about the RESPECTfully campaign in Beverly. **Boston Mayor Marty Walsh** attends a federal immigration forum, then speaks at a Boston Fire Department graduation ceremony. **Rep. Katherine Clark** is honored at the MIRA Coalition's Give Liberty A Hand Gala. The **Senate** meets in formal session. The **House Committee on Bonding, Capital Expenditures and State Assets** holds a hearing.

A message from JUUL Labs:

Youth vaping is a problem. We're taking action. No youth or non-nicotine user should ever try JUUL products. We've taken a series of actions to greatly reduce youth use of tobacco products, including our own. Learn more about our youth prevention efforts: [JUUL.com/youth-prevention](https://juul.com/youth-prevention)

DATELINE BEACON HILL

- **"Convicted of corruption, DiMasi now wants to be a lobbyist. The state has other ideas,"** by Matt Stout and Andrea Estes, **Boston Globe**: "State officials have barred former House speaker Salvatore F. DiMasi from registering as a lobbyist, opening a potentially precedent-setting fight with the convicted felon over what he says is his "constitutional right" to peddle

influence on Beacon Hill. Secretary of State William F. Galvin's office rejected DiMasi's application in late March, just days after the 73-year-old registered to lobby both the Legislature and executive branch, according to documents the Globe obtained through a public records request. DiMasi has since [appealed and is due to appear before an administrative hearing officer June 13 in a public session.](#)"

- **"National group launches ad campaign supporting Baker's plan to rein in drug prices," by Priyanka Dayal McCluskey, Boston Globe:** "A national political group is wading into the contentious debate over Governor Charlie Baker's proposal to control prescription drug costs, pledging to spend hundreds of thousands of dollars to sway lawmakers to support the measure. Baker, in his state budget proposal in January, included a plan to tackle drug costs in the state Medicaid program by giving the state more power to negotiate drug prices directly with manufacturers, and subjecting expensive drugs to more oversight. The Washington-based group Patients for Affordable Drugs Now [launched an ad campaign Wednesday to support Baker's effort — which drug companies oppose.](#)"

- **"Massachusetts House passes bill expanding union rights in public workplaces," by Shira Schoenberg, Springfield Republican:** "The Massachusetts House on Wednesday passed a bill that would let public sector unions charge non-members fees for representing them in grievances. "It prevents hard-working, dues-paying members from footing the bill for an employee who does not share in the obligation to meet those costs by paying any money into the union," said Rep. Paul Brodeur, D-Melrose, chairman of the Joint Committee on Labor and Workforce Development. "It stands for the fundamental premise that you can't get something for nothing." The bill, H.3854, passed 155-1. [It would also give unions other rights aimed at strengthening their presence in the workplace.](#)"

- **BLACK MIRROR: "Should gamblers see athletes' heart rates during games?" by Andy Rosen, Boston Globe:** "Imagine you're watching a football game. The kicker's about to attempt a field goal. You check your sports-betting app, which tells you how fast his pulse is racing. Looks like he's nervous — so you bet \$5 he'll miss. As hockey players line up for a mid-game face-off, your smartphone buzzes with a proposition: Predict who will score the next goal, and win a prize. For a small fee, you can see real-time information about the

hydration and muscle fatigue of each skater. As Massachusetts lawmakers consider whether to legalize sports betting, professional athletes fear that their biometric data, [increasingly collected and analyzed in training, could become a commodity in this new form of gambling.](#)"

- **"Report: Metric that influences charter expansion is flawed,"** by Katie Lannan, **State House News Service:** "Days after a compromise charter school expansion plan in New Bedford collapsed amid legislative delays, a new Pioneer Institute report is raising concerns with the method used to decide which school districts are eligible for an increase in the charter school cap. The report, from Pioneer senior fellow Cara Stillings Candal, focuses on a metric known as the student growth percentile, one measure used, along with MCAS scores, in determining which school districts are [ranked in the bottom 10 percent and therefore are eligible for a higher cap in charter tuition payments.](#)"

- **"HOPES DIM FOR PAID LEAVE LAW DELAY,"** by Matt Murphy, **State House News Service:** "The payroll taxes that will pay for the state's new paid family and medical leave program are likely to take effect as scheduled on July 1, according to House Speaker Robert DeLeo who all but ruled out a delay in the law on Wednesday after being given a deadline by Gov. Charlie Baker. DeLeo, when asked if the House this week would take up a three-month delay in the implementation of the paid family and medical leave, [told reporters, after a Democratic caucus, that it was unlikely. "I don't think we will be."](#) [DeLeo said.](#)"

- **Environmental justice at forefront of Beacon Hill push,"** by Kaitlyn Budion, **State House News Service:** "Environmental policy cannot move forward without addressing the social injustices absorbed by communities that have traditionally hosted major industrial operations, advocates said Wednesday. "We know that when pollution is allowed in the poorest, most diverse, and least politically represented neighborhoods that it affects us all," said Vick Mohanka, from the Mass Power Forward Coalition. "We cannot live in a society that treats some people differently than others because we know that next time it's our turn." Environmental justice advocates are galvanizing around legislation (H 761/S 464 and H 826/S 453) that was aired during a Joint Committee on Environment, Natural Resources and Agricultural public hearing. The bills emphasize [constitutional rights to clean air and water and encourage stronger enforcement of state laws.](#)"

- **"After 'temporary' performance slip, medical examiner's office to keep accreditation," by Matt Stout, Boston Globe:** "The Massachusetts medical examiner's office will keep its newly won accreditation despite struggling to quickly turn around autopsies, sparing the agency a potentially embarrassing demotion. Describing the agency's slipping performance as "temporary," the National Association of Medical Examiners decided against stripping the Office of the Chief Medical Examiner of the full accreditation status it earned less than a year ago. Leaders at the association, [known as NAME, disclosed the development last week in response to questions from the Globe.](#)"

- **"'Straight pride' parade mocks LGBT celebration, says Mass. Gay & Lesbian Political Caucus," by Steph Solis, MassLive.com:** "The possibility of a "straight pride" parade coming to Boston was quickly met with criticism from residents, politicians and celebrities. Among those critics is the Massachusetts Gay & Lesbian Political Caucus. Co-Chair Arline Isaacson said the parade mocks the civil rights history that's celebrated at the LGBT Pride parade. "The LGBTQ PRIDE parade has historic and meaningful value. It began [decades ago at a time when LGBTQ people suffered severe forms of discrimination.](#)" Isaacson said."

FROM THE HUB

- **"Gross, Tompkins speak at People of Color in Criminal Justice Conference," by Andrew Stanton, Boston Globe:** "Boston Police Commissioner William Gross and Suffolk County Sheriff Steven Tompkins spoke at the 3rd Annual People of Color in Criminal Justice Conference in Framingham on Wednesday, officials said. "In their remarks Commissioner Gross and Sheriff Tompkins spoke passionately and powerfully about not only those who served as their mentors, but to the importance of developing the next generation of mentors in our organizations and communities," Middlesex Sheriff Peter Koutoujian said in a statement. [Tompkins provided morning remarks, while Gross gave the keynote address. Koutoujian said.](#)"

- **"Work Stops At Construction Sites As Industry Calls Attention To Drug Addiction Among Its Workers," by Philip Marcelo, Associated Press:** "Massachusetts construction companies and labor unions held work stoppages at project sites across the state on Wednesday as their industry attempts to

confront a high rate of fatal opioid overdoses among its ranks. Robert Petrucelli, CEO of the Associated General Contractors of Massachusetts, a trade group that organized brief, opioid-focused talks at some 50 work sites from Boston to Springfield, said the local [industry wasn't aware of the extent of the problem until recent studies revealed sobering statistics.](#)"

- **"Boston City Council pushes big MBTA projects," by Sean Philip Cotter, Boston Herald:** "Boston's City Council is encouraging the state to chug forward with two major long-discussed MBTA infrastructure projects: The North-South Rail Link and the Red-Blue connector. The council will hold hearings about the rail link, a large project that would create a tunnel under downtown to fill the gap between Commuter Rail and Amtrak lines between South Station and North Station. At-Large City Councilor Annissa Essaibi-George introduced the resolution to hold the hearing, saying the lack of ability for people from the north [and south sides of the Boston area to travel straight through holds the state back economically.](#)"

- **"Businesses exiting. Talk of mall-ification. Empty stores. Some fear what's next for Harvard Square," by Deanna Pan, Boston Globe:** "Last call at John Harvard's arrived 20 minutes before midnight. By then, the post-commencement crowd had petered out. The music — a low, thudding bass — faded. On every TV, the Toronto Raptors trounced the Golden State Warriors in Game 1 of the NBA finals. The stalwarts lifted their pints and cried "Last call!" in raucous unison as a barkeep clanged an iron bell. John Harvard's Brewery & Alehouse celebrated its last hurrah May 30 before shutting its doors for good, ending a 27-year run on Dunster Street in Harvard Square. It was just the latest in a wave of closings in the square that [has some business owners and residents on edge, fearing what it portends for the bustling district.](#)"

- **"LGBTQ students in Mass. are self-harming at a much higher rate, study says," by Martin Finucane, Boston Globe:** "Massachusetts students who identified as gay, lesbian, bisexual, or unsure of their sexuality had a much higher rate of self-injury than heterosexual students, according to Brown University researchers who looked at thousands of survey responses collected over a 13-year period. In 2017, 38.04 percent of sexual minority youth reported non-suicidal self-injury, or harming themselves without wanting to die, in the past 12 months. The number for heterosexual students was 10.79 percent. A

similar trend could be seen among students who reported having a same-sex partner in their lifetime. More than 40 percent [of those students reported self-harming, compared with 15.27 percent of other students.](#)"

- **"A Boston Church Is Stamping \$20 Bills with Harriet Tubman's Face," by Spencer Buell, Boston Magazine:** "Congregants at Boston's Hope Central Church were frustrated with waiting to see Harriet Tubman's face on the \$20 bill. So for the past month, they've been doing it themselves. According to the Religion News Service, the progressive protestant church in Jamaica Plain has been gathering up all the twenties it receives in collections at services, and using stamps to blot out the face of President Andrew Jackson, replacing [it with the iconic abolitionist famous for guiding escaped slaves along the Underground Railroad.](#)"

ON THE STUMP

- **"Joe Biden drums up support in Boston, but not from Mayor Walsh," by Lisa Kashinsky, Boston Herald:** "Former Vice President Joe Biden came to Boston Wednesday to drum up support for his presidential bid — but the Democratic front-runner left without a formal endorsement from his longtime friend, Mayor Martin Walsh. Biden joined Walsh shortly after noon for a tour of Martin's Park — the nearly completed Seaport waterfront park dedicated to Boston Marathon bombing victim Martin Richard. Biden spoke with Richard's family while walking the park's path, and discussed Boston's climate resiliency plans with Walsh. But Walsh said [he's not throwing his support behind Biden — or any Democratic presidential hopeful — just yet.](#)"

- **"Mayor Curtatone: Presidential hopeful Pete Buttigieg called me for advice," by Marie Szaniszlo, Boston Herald:** "Somerville Mayor Joseph Curtatone on Wednesday said that of the 24 Democratic presidential candidates, "there better be a woman on the ticket," but while he's a "big fan" of U.S. Sen. Elizabeth Warren of Massachusetts, Pete Buttigieg called him for advice when he became mayor of South Bend, Ind., in 2012 and left a lasting impression. "He's pretty impressive, as well," Curtatone said in an interview on Boston Herald Radio. "He was a new mayor, really bright, a really curious person and looking at what he saw as best practices ... around fiscal management, community planning, civic engagement. I think we shared a lot of those with him." [While he has never met Buttigieg, he said, he has spoken to](#)

[him on the phone a couple of times."](#)



DAY IN COURT

- **"Pensions for Mass. State Police troopers sentenced in OT scandal expected to go under review soon; One trooper already had pension suspended," by Scott J. Croteau, Springfield Republican:** "The pensions of former Massachusetts State Police Lt. David Wilson and former Trooper Heath McAuliffe, who were both sentenced in the state police overtime investigation in federal court Tuesday, will be reviewed by the state later this month. Wilson, of Charlton, has been receiving pension payouts since he retired amid the overtime scandal in March 2018. It is a different story for McAuliffe. He isn't eligible for a monthly benefit, but interest on [money he put into the system can be reviewed by the Massachusetts State Retirement Board.](#)"

WARREN REPORT

- **"Warren vs. Buttigieg: Battle of the eggheads," by Daniel Strauss, POLITICO:** "A battle of the brains is underway in the Democratic 2020 primary. Former Harvard professor Elizabeth Warren and Harvard grad Pete Buttigieg are front-runners for the affection of well-educated liberals — an influential slice of the Democratic electorate with the capacity to provide a big boost in a crowded field. Warren and Buttigieg have thrived in the early months of the race by running as candidates of the thinking person vying to take out an anti-intellectual president. And their targeted audience has taken notice: Polls show [disproportionate numbers of Warren and Buttigieg supporters are college-educated Democrats.](#)"

- **"Warren and Sanders: Two Liberals Aiming for the Same Target," by Astead W. Herndon and Sydney Ember, New York Times:** "When Elizabeth Warren took the stage at a rally Tuesday evening, she brought with her the kind of populist economic message that had roused working-class voters here during the presidential race three years ago. "For years, America's basic economic policy has been to help the big corporations do whatever they want to do," Ms. Warren told a crowd of about 1,700 supporters. "But these corporations are not

loyal to America, or to American workers; they're loyal to one thing — their bottom line and their shareholders." If her economic ideas brought cheers, they also sounded very much like those of another candidate: Bernie Sanders, [who rode the same themes to a stunning victory over Hillary Clinton in the Michigan primary in 2016.](#)"

FROM THE DELEGATION

- **"Bill in Congress Would Ban Gay, Trans 'Panic' Defenses," by Trudy Ring, The Advocate:** "A bill was reintroduced today in Congress to ban the use of the "gay panic" and "trans panic" defenses in cases of murder, assault, and other violent crimes. Rep. Joe Kennedy III introduced the legislation in the U.S. House and Sen. Ed Markey in the Senate. Both are Democrats from Massachusetts. These defenses "seek to excuse crimes such as murder and assault by arguing that the victim's sexual orientation or gender identity provoked the defendant's violent reaction, blaming victims for the violence committed against them," notes a press release from Kennedy's office. For instance, defendants may claim they acted violently because a [gay person made a sexual overture or because they discovered someone was transgender.](#)"

- **"Legislation filed on keyless ignitions after death of UMass, MIT academics," by Jaclyn Reiss, Boston Globe:** "After the death of two local high-powered academics in Florida last month, a pair of local congressmen have introduced a measure to address safety concerns in vehicles with keyless ignition. The legislation, introduced by Democratic Massachusetts congressmen Joe Kennedy III of Newton and Seth Moulton of Salem, comes after the deaths of Sherry H. Penney, 81, the former interim president of the University of Massachusetts, and James Livingston, 88, a retired Massachusetts Institute of Technology professor. The married couple were in their Sarasota, Fla., home in early May when their 2017 Toyota Avalon, which had a keyless ignition system, apparently was a [ccidentally left running in the garage, filling the home with carbon monoxide, according to family.](#)"

TRUMPACHUSETTS

- **"Report: Trump's immigration policies a local threat," by Jeremy C. Fox, Boston Globe:** "The Trump administration's ever-tightening immigration rules are putting the lives and livelihoods of thousands of local residents in danger

and threatening the social cohesion and economic well-being of local communities, according to a new report by the Boston Foundation and the Greater Boston Immigrant Defense Fund. More than 12,000 Massachusetts residents with Temporary Protected Status could be forced to leave the country because of President Trump's policies, breaking apart families and depriving towns of homeowners and taxpayers, said the 32-page report, "The Growing Wave of [Federal Immigration Restrictions: What's at Stake for Massachusetts?](#)" [set for release Thursday.](#)"

MOULTON MATTERS

- VICE News Tonight spent 48 hours with Rep. Seth Moulton [Link](#).

ABOVE THE FOLD

— [Herald](#): "STORMING THE BEACH," — [Globe](#): "A clue in the dirt could be key to 30-year-old case," "A threat, and then 9 shots."

FROM THE 413

- "Prison labor at Amherst High? Student journalists reveal corrections contract," by Greta Jochem, *Daily Hampshire Gazette*: "This past winter, a senior at Amherst-Pelham Regional High School heard a rumor: The district was using prison labor to reupholster seats in the school auditorium. "I was shocked," said that student, Spencer Cliche, who graduates this week and is soon headed to Vassar College. At the time, Cliche was taking a high school journalism class with English teacher Sara Barber-Just, and they felt it was worth looking into for a potential story in the school newspaper, The Graphic, which is staffed by journalism students. While Cliche took the lead in reporting, he was aided by student editors as well as Barber-Just and two University of Massachusetts journalism professors, Kathy Roberts Forde and [Razvan Sibii](#). [And after some preliminary digging, the team discovered that the rumor was, in fact, true.](#)"

THE LOCAL ANGLE

- "Peabody rally calls out anti-Semitism," by Ethan Forman, *The Salem News*: "Peabody called out hate and anti-Semitism Wednesday afternoon with

a City Hall rally that drew more than 350 people from across the North Shore. The crowd from various cities, towns and faiths chairs set on the lawn and spilled onto the sidewalk along Lowell Street. On the steps, Jewish, Christian and Muslim leaders stood shoulder to shoulder with city councilors, school committee members, and school officials such as Superintendent Cara Murtagh. The crowd was there to stand in solidarity with two rabbis who were verbally accosted with anti-Semitic insults by the lead driver in a row of three or [four pickups as they were out for a stroll on Lowell Street, on the Saturday before Memorial Day.](#)"

- **"Fall River Mayor Jasiel Correia's pretrial conference set for June 25," by Jo C. Goode, Fall River Herald:** "The federal government's criminal prosecution against Jasiel Correia II received a fifth continuance last week and the case is now in the hands of a Massachusetts District Court judge who will likely proceed over the mayor's trial. A new date for a pretrial conference before a district judge has been set for June 25 at 2 p.m. Correia is facing 13 federal counts of wire and tax fraud connected to SnoOwl, the Smartphone app he developed before he was elected mayor in 2015. Correia was due back in a Boston federal courtroom June 3. However, U.S. Magistrate Judge Donald Cabel received a joint motion filed by the mayor's [defense attorney, Kevin Reddington, and Assistant U. S. Attorneys Zachary Hafer and David Tobin.](#)"

MEDIA MATTERS

- **"The Boston Globe's move into Rhode Island is a bet that the last newspapers standing will have a bigger footprint," by Christine Schmidt, Nieman Lab:** "The Boston Globe, the first local newspaper to have more digital subscribers than print, is now investing in more local coverage. In Rhode Island. After past investments in covering marijuana, the Catholic Church, and health and life sciences (and spinning off the latter two), the Globe's newest vertical can be found about 50 miles down I-95. Three Providence journalists with more than four decades' combined experience reporting on Little Rhody news are now officially a remote part of the Globe's newsroom, writing for residents of the state and not just Bostonians. The Globe is making a bet that the Ocean State is fertile new ground for new [subscribers \(and they don't have to worry about printing and distributing newspapers for them\).](#)"

- **Tonya Mosley** is the new co-host of NPR's "Here & Now" weekday news and

talk program. Mosley starts August 5 and will be based in Los Angeles.

TRANSITIONS - John Milligan joins MassGOP as political director. [Tweet](#).

- **Jon Hillman** joins Rivera Consultants. [Tweet](#).

SPOTTED: At the Park Plaza hotel in Boston last night for a Joe Biden fundraiser ... Massachusetts AFL-CIO President Steven Tolman, General Secretary-Treasurer of the International Association of Firefighters Edward Kelly, state Rep. Claire Cronin, Rep. Dan Cahill, Rep. Gerry Cassidy, Rep. Ed Coppinger, Rep. Mark Cusack, Rep. Josh Cutler, Rep. Michael Day, Rep. Paul Donato, Rep. William Driscoll, Rep. Carole Fiola, Rep. Chris Hendricks, Rep. Dan Hunt, Rep. Lou Kafka, Rep. John Lawn, Rep. Dave Nangle, Rep. Tom Stanley, state Sen. Marc Pacheco, New Hampshire state Sen. Lou D'Allesandro, former Sen. Paul Kirk.

SPOTTED: Mike Barnicle and David Ignatius on Wednesday walking between the headstones of Normandy American Cemetery and Memorial. "They appeared to be speaking with tour guides and walked out to the sea wall above the cliff. Ignatius appeared to be taking notes on a notepad," per our tipster.

[Pic.](#)

ALSO SPOTTED: In Normandy ... Former Sen. John Kerry commemorating D-Day. [Tweet](#).

HAPPY BIRTHDAY - to Grace Ross of the Mass Alliance Against Predatory Lending, EY's **Jen Hemmerdinger**, and **Christopher Rowland**, Washington Post reporter and former Boston Globe Washington bureau chief.

DID THE HOME TEAM WIN? Yes! The **Red Sox** beat the Royals 8-0.

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BY **STEPHANIE MURRAY**

Presented by JUUL Labs

GOOD MORNING, MASSACHUSETTS.

TEERING UP THE 'MILLIONAIRES TAX' — The clock is ticking for lawmakers to hammer out a budget deal for the fiscal year that starts July 1. A conference committee led by Sen. Michael Rodrigues and Rep. Aaron Michlewitz met for the first time last week and swiftly voted to move talks behind [closed doors](#).

And while lawmakers work on the details of the spending bill they'll send to Gov. Charlie Baker, we know that it won't contain many new revenue streams. The Democrat-led legislature has been cool on [adding new revenues](#) and sweeping [policy proposals](#) into the budget this year. Instead, action on broad issues like education funding reform, transportation and looking at [the state's tax code](#) will happen separate from the budget negotiations.

But new taxes could be coming down the pike in a few years. A key vote on the so-called Millionaires Tax is planned this week. House and Senate lawmakers will meet in a Constitutional Convention on Wednesday to vote on the constitutional amendment that would add a 4 percent surtax on household income greater than \$1 million. If it gets the nod on Wednesday, the proposed "Fair Share Amendment" would have to make it through the next legislative session before it could land on the 2022 ballot for a vote.

And Massachusetts will consider this tax as taxing the wealthy gets a boost on the national stage. Sen. Elizabeth Warren bases much of the funding for her slew of 2020 campaign policy proposals on her Ultra-Millionaire Tax, which would take it a step further and put a 2 percent tax on household net worth over \$50 million. Sixty one percent of voters said they favor Warren's tax idea,

according to a [poll released in February](#) after she released the proposal.

Have a tip, story, suggestion, birthday, anniversary, new job, or any other nugget for the Playbook? Get in touch: smurray@politico.com.

TODAY — Gov. Charlie Baker speaks at the U.S. Offshore Wind Conference. **Baker and Rep. Joe Kennedy III** speak at the Massachusetts High Technology Council annual meeting. **Baker and Lt. Gov. Karyn Polito** hold a leadership meeting with **state House Speaker Robert DeLeo** and **state Senate President Karen Spilka**. **Rep. Richard Neal** and **Springfield Mayor Domenic Sarno** hold a press conference on Amtrak's return to Union Station.

NARAL Pro-Choice Massachusetts celebrates 2019 Elected for Choice honorees **state Rep. Jay Livingstone** and **Boston City Councilor Michelle Wu**. **Boston Mayor Marty Walsh**, **Attorney General Maura Healey** and **DeLeo** attend the MGH Center for Gun Violence Prevention kickoff. **Walsh** hosts the Mayor's Scholarship Award Ceremony. **Rep. Seth Moulton** holds a town hall in Manchester, N.H.

- **NEW: "Red Sox legend Ortiz stable after shooting in DR," ESPN:** "Former Boston Red Sox slugger and Dominican star David Ortiz is out of surgery and doing "fine," according to his family, after he was shot at a club in Santo Domingo, Dominican Republic." [Link](#).

DATELINE BEACON HILL

- **"The state's top politicians are vetting 2020 candidates on their way to New Hampshire," by James Pindell, Boston Globe:** "They're regular stops on any presidential candidate's New Hampshire itinerary: A diner visit in Concord. A town hall in Nashua. A house party with activists in Portsmouth. Now add a Massachusetts location to that circuit: A stately living room in Louisburg Square. At least that's the pitch from some of Massachusetts' political elite who are sponsoring invitation-only, off-the-record sessions with White House hopefuls. The events, informally called Conversations 2020, have mostly taken place at Chris Gabrieli's home on Beacon Hill, and [the guest list includes roughly 120 of the biggest political contributors and activists in the state](#)."

- **"Beacon Hill seeks more funds while almost \$3B lies uncollected,"** by **Mary Markos, Boston Herald:** "Almost \$3 billion in state revenue hasn't been collected over the years, according to a Herald analysis of state data, while legislators prepare to vote on the "millionaires tax" in an attempt to fatten the state's wallet. The lapse in collections remains as lawmakers are set to meet in a June 12 Constitutional Convention, where they will debate the [Fair Share Amendment, which would add a 4% surtax on household incomes that earn over \\$1 million.](#)"

- **"Report: Catholic church lobbying against sex abuse laws,"** by **Christian M. Wade, The Salem News:** "The Roman Catholic Church has spent hundreds of thousands of dollars in recent years lobbying in Massachusetts, and a new report suggests the effort was aimed at derailing proposals to extend the statute of limitations for survivors of clergy sexual abuse. The report, commissioned by several law firms that represent victims of clergy abuse, found the church has spent more than \$10.6 million collectively on lobbying in several northeast states since 2011, much of it aimed at defeating proposed legislation to help victims of rape or sexual assault pursue criminal or civil charges against priests. Pennsylvania had the most lobbying expenditures, [about \\$5.3 million, followed by New York, where the church spent \\$2.9 million, the report noted.](#)"

- **"Air conditioning in school is a hot button topic,"** by **Sarah Betancourt, Commonwealth Magazine:** "AS WARM TEMPERATURES ARRIVE, school officials are reaching for the switch to turn on air conditioners. Fans may do the trick for a little while, but eventually, as studies show, the humidity and heat will begin to impact their productivity. State Rep. Joan Meschino, a Hull Democrat, and Sen. Patrick O'Connor, a Weymouth Republican, are cosponsoring legislation to create a commission to study minimum and maximum allowable air temperatures in public school classrooms and [facilities. State regulations say that classroom temperatures must be between 68 and 80 degrees.](#)"

Attend the #WellbeingCity Forum in Montréal: Cities are currently home to more than half the global population, a figure that will soar to 70% within the next thirty years. The NewCities' Wellbeing Cities Forum, held in Montreal on June 19-20, brings together senior leaders and urban experts to explore and collaborate on city-led action to improve urban wellbeing. Guest speakers

include Professor Saskia Sassen, Daniel Libeskind, and mayors from around the world. Tickets are available via NewCities [here](#).

FROM THE HUB

- **"Roulette wheels? Check. Dice? Check. Encore casino poised to clear final inspection,"** by Joshua Miller, **Boston Globe**: "Wynn Resorts won a fierce battle for the Boston-area casino license, survived a near-catastrophic scandal involving its founder, and weathered immense public scrutiny over whether it would sell its \$2.6 billion Everett casino resort. Now Encore Boston Harbor is poised to clear a final, smaller hurdle to opening its doors on June 23. Call it the Kris Kaczowski test. Kaczowski and other agents from the Massachusetts Gaming Commission are in the final stages of physically and digitally inspecting the casino's 143 table games and [its 3,158 slot machines to make sure they comply with regulations and have not been tampered with](#)."

- **"The Cost of That Toll? Depends on Your E-ZPass,"** by Elaine S. Povich, **Pew**: "Zipping along the Massachusetts Turnpike, unsuspecting tourists from other states encounter an electronic toll plaza. No problem: The transponder they bought in their home state registers the toll and deducts the amount from the account. But what most travelers don't know is that the charge is almost \$2 more than if they had purchased the device in Massachusetts. Some 50 million Americans are expected to hit the roads this year, mostly during the summer tourism season. The number of toll roads is increasing, and in many states, drivers who bought their transponders elsewhere get charged what's called the cash rate, a higher amount they'd pay if they had to queue up and hand over bills and coins. [Most of the time, drivers don't even know it — raising questions about government transparency](#)."

- **"At Wellesley, Madeleine Albright and Hillary Clinton encourage protest, political action,"** by Laura Crimaldi, **Boston Globe**: "Their early days at Wellesley College were marked by uncertainty and feeling out of place, but Madeleine Albright and Hillary Clinton overcame their trepidation and went on to illustrious careers including serving as the country's top foreign diplomat under different presidents. On Saturday, the former secretaries of state addressed a campus gathering mostly made up of alumnae and urged the audience to speak up and take action to protect democracy from the threat of

fascism under [President Trump. "The idea that, 'Oh it can't happen here,' is just old fashioned, my friends," said Clinton.](#)"

- **"'Whitey' Bulger prison letters: Love for Trump, disdain for Mueller," by Rich Schapiro, Kenzi Abou-Sabe and Robert Windrem, NBC News:** "In the final months of his life, James "Whitey" Bulger wrote letters from prison offering his thoughts on a range of subjects. His faltering health. His longtime girlfriend. His wish for a peaceful death. But there was another topic that the notorious Boston crime boss returned to again and again: President Donald Trump. In several handwritten letters shared with NBC News, Bulger expressed gushing praise for Trump, [offering rave reviews of the president's foreign policy and combative relationship with the media.](#)"

- **"Marty Walsh one step closer to rebuilding Long Island Bridge," by Alexi Cohan, Boston Herald:** "The city of Boston got a key state permit needed to rebuild the Long Island Bridge, the site of a former shelter and treatment center, following intense resistance from Quincy officials who fear an increase in traffic should the bridge reopen. Walsh announced the city received Superseding Orders of Conditions from the Massachusetts Department of Environmental Protection, which determined that Boston's proposal meets the performance standards under the Wetlands [Protection Act and minimizes impacts to coastal wetland resources in both Boston and Quincy.](#)"

- **"As some districts zero in on test scores, Boston celebrates revitalized arts education," by Kellen Browning, Boston Globe:** "More than a decade ago, Boston Public Schools was grappling with a series of budget cuts that hit schools hard — especially with regards to art. Local philanthropists clamoring for art to play a larger role in education saw their chance when Carol Johnson became BPS superintendent in 2007. Marinell Rousmaniere, CEO of the Boston education nonprofit EdVestors, recalled that Johnson talked at her first public event about the importance of children receiving an arts [education. Art boosters pitched a citywide initiative, and Johnson, who retired in 2013, readily agreed.](#)"

- **"Riders pay price of poor T maintenance, expert says," by Alexi Cohan, Boston Herald:** "Boston's second D-line derailment in just four months injured at least 10 people Saturday, including the operator, and added another investigation to the MBTA's hefty list as one watchdog says riders can expect

more problems. Saturday's incident happened between Fenway and Kenmore stations around 11 a.m. according to MBTA general manager Steve Poftak. He said the derailment forced 150 people to evacuate the affected car and another 500 people to evacuate following cars. Ten people were taken to local hospitals with [injuries that ranged in severity. There were no life-threatening injuries, according to Boston EMS.](#)"

- **"The Secret Truth About Boston Doctors," by Michael Damiano, Boston Magazine:** "It's the norm for Massachusetts doctors to continue treating patients despite repeated accidents or blunders. When physicians with histories of bad outcomes do face consequences, the sanctions tend to be temporary or easily circumvented. Doctors quietly leave one hospital, only to pop up at another. In severe cases, a doctor with a history of problems might leave Massachusetts altogether and reboot his or her career in another state. Meanwhile, studies have found that as few as 10 percent of medical errors are reported nationwide, and here in Massachusetts, the state medical board acts only in a small fraction of the cases that come before it. Last year, for instance, the board [received 211 complaints alleging medical mistakes but disciplined only 17 doctors for providing substandard care.](#)"

ON THE STUMP

- **"Hélène Vincent Endorsed by Prominent Massachusetts LGBTQ+ Rights Organization," from the Vincent campaign:** "Hélène Vincent, a candidate for Boston City Council in District 8, was endorsed by the Bay State Stonewall Democrats on Friday. "The Bay State Stonewall Democrats are eager to endorse Hélène for District 8 City Council," said Claire Naughton, co-chair of the Bay State Stonewall Democrats. "We strongly support her campaign to make Boston more inclusive and equitable for all, and we know she will be an important LGBTQ+ voice on the council once elected." The Stonewall Democrats is a diverse coalition of activists dedicated to promoting equal rights and equal participation in our government among the LGBTQ+ community."

THE OPINION PAGES

- **"Our young people should grow up free from the fear of gun violence," by Boston Mayor Marty Walsh and Boston Police Commissioner William Gross:** "This weekend, we will take part in a nationwide effort to raise

awareness about gun violence. Together with survivors, grassroots organizations, and other community leaders, we will remember those we've lost. We'll call on our national lawmakers to take real action to end this epidemic. And we'll recommit ourselves to continuing the progress we've made here in Boston. This annual weekend of action is called Wear Orange for Gun Safety. It was founded in honor of Hadiya Pendleton. In 2013, 15-year-old Hadiya had just finished her exams, and [was relaxing with friends in her Chicago neighborhood when her life was cut short by a bullet.](#)"

WARREN REPORT

- **"Warren, Booker stand out on chaotic Iowa stage," by Natasha Korecki, POLITICO:** "In the early state where field organization has traditionally mattered the most, Sen. Cory Booker and Sen. Elizabeth Warren have quietly and patiently concentrated their resources toward building grassroots machines designed to power them on caucus night. It showed here on Sunday as 19 Democratic presidential candidates converged for the first time in one venue to make their five-minute pitch to the party faithful. The gathering, designed to honor Iowa Democrats in a Hall of Fame dinner, offered the first glimpse of a sprawling [Democratic primary field — and the organizational strength and enthusiasm each campaign could muster.](#)"

- **"Big ideas from Democratic candidates face an even bigger challenge — Washington gridlock," by Liz Goodwin, Boston Globe:** "Wednesday night, she had wowed the friendly crowd with a bold and tantalizing list of campaign promises — from providing affordable child care and college to everyone, to creating more than 1 million manufacturing jobs by investing in clean energy. Then, some of the voters in the audience provided a reality check. "The thing is, we get everybody promising manufacturing is coming back," Frank Staples, a 2016 Bernie Sanders supporter, told her. "We get [people] promising all this stuff, and it never happens." Another voter, referencing Warren's proposed multimillionaires tax to fund much of her agenda, declared bluntly: "I just don't see it happening." Warren tried to defuse the [skepticism by vowing to create a "grass-roots movement," but moderator Chris Hayes pushed back.](#)"

- **"Warren challenges Sanders for progressives' 2020 support," by Sarah Burnett and Elana Schor, Associated Press:** "As a Michigan field organizer for Bernie Sanders' 2016 presidential campaign, Mike McDermott trained

volunteers to knock on doors and call voters, helping the Vermont senator upset Hillary Clinton in a crucial Midwestern state. But as the 2020 campaign heats up , McDermott is all-in for Massachusetts Sen. Elizabeth Warren, creating a Michigan for Warren PAC to raise early money for her efforts and promoting her campaign through a website and Facebook page. While he's still a Sanders fan, McDermott sees [Warren as a fresher face who's more electable and doesn't have the baggage of a 2016 loss.](#)"

MOULTON MATTERS

- **"Seth Moulton says he won't make it on the first DNC debate stage," by Christina Prignano, Boston Globe:** "US Representative Seth Moulton acknowledged on Thursday that he would not meet the criteria for appearing on stage for the Democratic National Committee's first set of debates. Moulton told Hugh Hewitt on Thursday that he knew he would not make the stage after declaring his candidacy for president later than most of his Democratic rivals. Moulton entered the race in late April as the 19th Democrat to do so, leaving him with less than two months to meet a deadline to raise money [from more than 65,000 unique donors or crack 1 percent of support in three DNC-approved polls.](#)"

ABOVE THE FOLD

— [Herald](#): "GAME 7!" — [Globe](#): "Ortiz reportedly shot in back," "Raytheon, UTC plan a 'merger of equals,'" Bruins pulverize Blues' party plan."

FROM THE 413

- **"Hampshire 'In Danger,' But Keeps Accreditation," by Sean Teehan, NEPR:** "An accreditator for higher education institutions will not withdraw the accreditation of financially troubled Hampshire College, or place the liberal arts college on probation. For now, at least. At a May 30 meeting, the New England Commission of Higher Education (NECHE) voted to publicly disclose that Hampshire "is in danger of being found not to meet the standards" for accreditation, a joint statement from NECHE and Hampshire said. But the accreditation board deferred making a decision on whether it will take action against the school - including possibly placing it [on probation or withdrawing its accreditation - until a meeting scheduled for November.](#)"

- **"Student Spurs Brookline, Mass., To Offer Free Tampons And Pads In Public Buildings,"** by Ally Jarmanning, NPR: "When you walk into a public bathroom, you expect it to be stocked with toilet paper, hand soap and paper towels or a hand dryer. But tampons and pads? Brookline, Mass., wants to make menstrual products as routine as those other bathroom staples, and in May voted to become what it says is the first municipality in the United States to offer free tampons and pads in all of its town-owned restrooms, in places [like the town hall, libraries and the recreation center. The schools are expected to follow suit.](#)"

- **"Feds want sewage plant operators to clean up their acts,"** by Christian M. Wade, Eagle-Tribune: "Regulators are pressing the operators of three sewage treatment systems along the Merrimack River to reduce the bacteria flowing into the river and to issue more timely alerts when raw sewage discharges through aging outfall pipes. The three systems — tied to the Greater Lawrence Sanitary District in North Andover, Haverhill's treatment plant and another plant in Lowell — operate under consent orders with the U.S. Environmental Protection Agency. Permits for all three [expired several years ago. The EPA posted draft copies of renewed agreements late Friday afternoon.](#)"

- **"Wheelabrator Millbury is cited as a top polluter, example of 'environmental apartheid,'"** by Cyrus Moulton, Telegram & Gazette: "A new report criticizing the economics and health effects of municipal waste incinerators ranks Wheelabrator Millbury as one of the dirtiest such facilities in the country for two pollutants that contribute to respiratory problems. "The incinerator industry is in trouble," concludes the report, "U.S. Municipal Solid Waste Incinerators: An Industry in Decline," from the Global Alliance for Incinerator Alternatives and the Tishman Environment and Design Center at The New School. But while Wheelabrator Millbury may be dirtier than many of its brethren regarding these two chemicals, according to the report, it is generally meeting emissions limits established [by the Department of Environmental Protection and the U.S. Environmental Protection Agency.](#)"

- **"After Allegations Of Racism, Some Say Brookline Is Turning A Corner,"**

by **Simón Rios, WBUR**: "Raul Fernandez grew up in New York City, but now he's looking to shake up the government of Brookline. Last month, the Boston University professor was elected as the Brookline Select Board's first Latino member. The issue of how town government deals with allegations of racism isn't the only reason Fernandez ran. But his campaign was marked by his commitment to bring the issues he works [on at BU — he's an associate dean of diversity and inclusion — to the fore of town government](#)."

MEDIA MATTERS

- **Tiziana Dearing** is the new host of WBUR's "Radio Boston" beginning mid-June.

WEEKEND WEDDING - Jenna Marie Gilligan and Michael Broderick Spencer were married at the Lyman Estate in Waltham on Saturday. **Gilligan** is director at Version 2.0 Communications in Boston, and **Spencer** is an English teacher at Chapel Hill-Chauncy Hall School in Waltham. [NYT](#).

WEEKEND WEDDING -- Adham Sahloul, an Atlantic Council alum who is wrapping up a master's at the Fletcher School of Law and Diplomacy, on Saturday married **Diana Rayes**, a Fulbright Germany alum who works for The Lancet-AUB Commission on Syria. Pool report: "Their relationship blossomed while working together in the humanitarian field in southern Turkey." [Pic](#).

HAPPY BELATED BIRTHDAY - to Michelle Goldberg, director of legislative budget analysis for the Boston City Council, who celebrated Saturday.

DID THE HOME TEAM WIN? Yes and no! The **Bruins** beat the Blues 5-2. The Rays beat the **Red Sox** 6-1.

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BY **STEPHANIE MURRAY**

Presented by JUUL Labs

GOOD MORNING, MASSACHUSETTS.

TRUMP'S 'OPPO RESEARCH' — President Donald Trump's admission that he would probably take dirt on his political opponents from foreign nations led the trio of Massachusetts politicians running for president to call for his impeachment and even his resignation last night.

Trump said he would probably take information about his opponents from foreign nations during an [ABC interview](#) that aired last night. He called it "oppo research" and said he would not necessarily call the FBI if a foreign nation offered him information. His comments come after special counsel Robert Mueller wrapped an investigation into Russian meddling in the 2016 election.

"There's nothing wrong with listening," Trump said. "It's not an interference. They have information, I think I'd take it."

Sen. Elizabeth Warren slammed Trump's comments on Twitter, renewing her call for his impeachment. Warren was among the first 2020 Democrats to call for impeachment after she read a redacted version of the Mueller Report in the spring.

"The #MuellerReport made it clear: A foreign government attacked our 2016 elections to support Trump, Trump welcomed that help, and Trump obstructed the investigation. Now, he said he'd do it all over again. It's time to impeach Donald Trump," Warren [wrote online](#).

Rep. Seth Moulton knocked Trump's statement as "the definition of collusion from the man guilty of obstruction" [in a tweet](#). Moulton won't be able to take his Trump criticisms to the debate stage, however. The 6th District congressman came short of qualifying for the first Democratic debate last night, which is set to air later this month.

Before Trump can face a Democrat in the general election, he'll be on the primary ballot with former Gov. Bill Weld. The Canton Republican called for Trump's ouster last night, saying he should leave the White House.

"**Under no circumstance should any candidate accept** or use information about a political opponent gained from a foreign power — especially one who seeks the destruction of our democracy like Russia or China — to influence the outcome of an American election," Weld said in a statement. "Mr. President, resign. For once in your life put the good of the country first. America deserves better."

Have a tip, story, suggestion, birthday, anniversary, new job, or any other nugget for the Playbook? Get in touch: smurray@politico.com.

TODAY — Gov. Charlie Baker speaks at a Cape Ann Chamber of Commerce breakfast in Gloucester. **Baker** recognizes students and educators who participated in the administration's early college programs this year. **Lt. Gov. Karyn Polito** co-chairs an engagement session for the Economic Development Planning Council at the Massachusetts Museum of Contemporary Art. **Polito** and **Berkshire County District Attorney Andrea Harrington** hold a roundtable discussion on the RESPECTfully campaign. **Rep. Seth Moulton** speaks at the Kennedy Institute.

House Speaker Robert DeLeo speaks to the Merrimack Valley Chamber of Commerce. **Rep. Katherine Clark** is a guest on CNN's "New Day" to discuss the House's fiscal 2020 appropriations package. Former House Speaker **Sal DiMasi** attends a conference for his appeal to become a lobbyist. **Rep. Richard Neal** attends the Massachusetts Health and Hospital Association annual meeting. **Polito** makes a 2019 Community Investment Tax Credit Allocations announcement in Chesterfield. **Polito** and **Worcester Mayor Joseph Petty** attend a ribbon cutting for 332 Main Street in Worcester.

A message from JUUL Labs:

Youth vaping is a problem. We're taking action. No youth or non-nicotine user should ever try JUUL products. We've taken a series of actions to greatly reduce youth use of tobacco products, including our own. Learn more about our youth prevention efforts: [JUUL.com/youth-prevention](https://juul.com/youth-prevention)

DATELINE BEACON HILL

- **Baker says the T is heading in the 'right direction.' But critics say it's not going quickly enough.** by Matt Stout, *Boston Globe*: "To Governor Charlie Baker, the MBTA is heading in the "right direction" in updating its aging system. But like passengers on the 111 bus crawling over the Tobin Bridge, many are left asking: Is this as fast as it goes? The crippling derailment of a Red Line car this week has refueled the debate over how to best fund a transit agency hobbled by years of neglect and decay. But it's also laid bare a key difference in how Baker, Democrats, and some business leaders view a solution: As Baker defends his administration's plans to funnel billions in borrowed money into the T in the coming years, others question the speed, and depth, [of the investment as trains derail and a creaky system continues struggling to move people around.](#)"

- **"Massachusetts Legislature — again — passes constitutional amendment to create 'millionaire's tax,'" by Shira Schoenberg, *Springfield Republican*:** "The Massachusetts Legislature on Wednesday passed a constitutional amendment to raise taxes on income over \$1 million, the first step in a process that will take until 2022. It is, in effect, a do-over of the last three-year battle over the "millionaire's tax," which ended in 2018 when the proposed constitutional amendment was struck down by the Supreme Judicial Court before it went on the ballot. "We're like junkyard dogs. We don't give up. We are back," said Lew Finfer, an organizer with [Raise Up Massachusetts, the coalition of labor, religious and community groups pushing for the amendment](#)."

- **"Parents to file civil rights lawsuit against state over unequal school funding," by James Vaznis, *Boston Globe*:** "Parents from seven Massachusetts school districts, frustrated by the Legislature's inability to

overhaul school funding, plan to file a lawsuit against state education leaders Thursday for allegedly violating the civil rights of low-income, black, and Latino students by failing to provide them with the same quality of education as their mostly white affluent peers. The 98-page lawsuit, to be filed in Suffolk Superior Court, contends the spending gaps between poor and well-to-do systems have been widening for years, enabling affluent students to have the best public education money can buy — [a plethora of college-level courses, cutting-edge technology, and robust arts and athletics programs.](#)"

- **"The #Mapoli Push To Expand Abortion Rights — The ROE Act,"** by **Adam Reilly and Peter Kadzis, WGBH News:** "Now that Brett Kavanaugh is on the U.S. Supreme Court, filling a seat that could have been occupied by Merrick Garland, there's a real chance that Roe v. Wade — the landmark Supreme Court decision that legalized abortion — will be overturned or seriously curtailed. As red states try to force the issue by passing a bevy of restrictive new laws, blue states are moving in [the opposite direction, passing legislation aimed at consolidating and expanding abortion rights.](#)"

- **"SENATOR'S DUCK DRIVES ATTENTION TO DIAPER DRIVE,"** by **Katie Lannan, State House News Service:** Some migrating ducks can fly up to 800 miles during an eight-hour trip. For the much shorter trek between Salem and Boston Wednesday morning, though, Drake the duck was a passenger, riding in a plastic crate in the back of Sen. Joan Lovely's car and quacking along the way. Lovely brought Drake, one of her four ducks, to the State House, to promote a diaper drive she is holding with Reps. William "Smitty" Pignatelli of [Lenox and Mindy Domb of Amherst in connection with legislation they've filed to create a diaper benefit pilot program.](#)"

- **"BIZ GROUPS LAY OUT ED REFORM WISH LIST,"** by **Katie Lannan, State House News Service:** "Representatives of 31 business groups laid out their education reform asks in a letter to lawmakers Wednesday, as the Education Committee continues to weigh changes to the state's school funding formula. The letter, circulated by the Massachusetts Business Alliance for Education and signed by groups including Associated Industries of Massachusetts, the Massachusetts Taxpayers Foundation and the Greater Boston Chamber of Commerce, said that employers are reporting trouble finding qualified [candidates for open jobs while students are graduating unprepared to secure those positions.](#)"

- **"Vaping is ruining student athletes: 'It's heartbreaking,' Massachusetts parents, school officials say,"** by Steph Solis, MassLive.com: "Paul Spear was just started as athletic director at Framingham High School when he heard that students were vaping. All he knew was that a friend mentioned he was using the products to ween off cigarettes. By late 2017, a year later, he was seeing student athletes in his office every week who got caught vaping on school grounds. He had to break the news to them and their parents that they were suspended from a series of games or [competitions, due to regulations set by the Massachusetts Interscholastic Athletic Association](#)."

Attend the #WellbeingCity Forum in Montréal: Cities are currently home to more than half the global population, a figure that will soar to 70% within the next thirty years. The NewCities' Wellbeing Cities Forum, held in Montreal on June 19-20, brings together senior leaders and urban experts to explore and collaborate on city-led action to improve urban wellbeing. Guest speakers include Professor Saskia Sassen, Daniel Libeskind, and mayors from around the world. Tickets are available via NewCities [here](#).

FROM THE HUB

- **"New East Boston homes out of reach for residents,"** by Yawu Miller, Bay State Banner: "Walking through the Jeffries Point section of East Boston recently, City Councilor Lydia Edwards pointed to different housing developments to underscore the growing inequality in her neighborhood. On one side of Summer Street, Maverick Landing, a 396-unit, \$120 million mixed-income Boston Housing Authority development is an example of what Edwards believes the city ought to be aiming for in East Boston. "This is how you develop housing," she said. "Breaking down barriers of poverty." But just across the street, The Mark, [a six-to-nine-story luxury building currently under development, is marketing its luxury units](#)."

- **"MFA taps former state AG to investigate racist incidents against seventh-graders,"** by Lisa Kashinsky, Boston Herald: "The Museum of Fine Arts has tapped former Massachusetts Attorney General Scott Harshbarger to lead an external investigation into alleged incidents of racism a group of

Dorchester students say they experienced during a school trip to the museum in May. A group of 26 seventh-graders and five teachers from the Helen Y. Davis Leadership Academy said they were met with racist remarks and felt like they were being followed by security [during their May 16 visit to the museum.](#) [teacher Marvelyne Lamy previously told the Herald.](#)"

- **"Wynn has plan for traffic, but yachts could be problem," by Andy Metzger, Commonwealth Magazine:** "ENCORE BOSTON HARBOR, which won approval Wednesday to open for testing next week, is plunking down big bucks to try to avoid exacerbating the region's notorious gridlock when it opens in less than two weeks, but the Everett casino only has limited control over how people get there. For instance, the casino's three water shuttles are low enough to slip beneath the Alford Street Bridge linking Everett to Boston, but the resort on the banks of the Mystic River will also attract sailboats and big motor yachts from Boston Harbor on the other side of the bridge. The regulations governing the drawbridge call for it to remain down during weekday rush hours, but at other times it should open whenever a boat needs to get by, according to the [US Coast Guard. When the bridge is up, that stops traffic along the busy stretch of Route 99.](#)"

- **"Renters searching to leave Boston look to Worcester as a potential top choice, a new report says," by Michael Bonner, MassLive.com:** "Renters hoping to leave Boston looked to Worcester as one of their top destinations to live outside the state's capital, according to a recent study by Apartment List. The apartment search engine complied searches of its users between Jan. 1, 2018 and May 1 and found that Boston renters [were most interested in moving to Providence followed by Worcester and Rochester, New York.](#)"

- **"Massachusetts illegal immigrant population spikes, increase since '07 leads nation," by Rick Sobey, Boston Herald:** "The illegal migrant population grew more in Massachusetts than any other state from 2007 to 2017 — a 60,000 spike that costs Massachusetts taxpayers and risks public safety, legal immigration advocates say. "This is very concerning," said Jessica Vaughan of the Center for Immigration Studies, after a Pew Research Center report detailing the increase was released Wednesday. "Besides the cost to taxpayers, there are public safety implications when you fail to control illegal immigration. And the [continuing high levels of illegal immigrants undermine the integrity of our legal immigration system.](#) '"

DAY IN COURT

- **"'At some point, I got lost,' says former Stanford sailing coach sentenced in college bribery scandal," by Milton J. Valencia, Boston Globe:** "Four months ago, John Vandemoer was coaching the Stanford University women's sailing team at a regatta in South Carolina, silently trying to make sense of a recent visit by an FBI agent. He was being investigated, they said, for taking bribes to grease the way for certain students to be admitted to the prestigious California school. The case was not yet public, but it was later revealed to be part of a massive federal [investigation that would rock the integrity of the admissions system at some of the country's top schools.](#)"

WARREN REPORT

- **"Warren leapfrogs Sanders in pair of 2020 polls," by Nolan D. McCaskill, POLITICO:** "Elizabeth Warren leaped ahead of Bernie Sanders into second place in a pair of Democratic presidential primary polls released Wednesday. Warren has overtaken Sanders nationally, according to a new Economist/YouGov poll, which puts the Massachusetts senator ahead of her Vermont counterpart 16 percent to 12 percent. Former Vice President Joe Biden still leads all contenders with 26 percent support. Warren also polls ahead of Sanders in Nevada, where Democrats will caucus next February after the Iowa caucuses and New Hampshire primary. Biden leads the first Monmouth poll of likely Democratic caucusgoers [in Nevada with 36 percent support, followed by Warren at 19 percent and Sanders at 13 percent.](#)"



DATELINE D.C.

- **"WAYS AND MEANS COMMITTEE CHAIR DOESN'T WANT MEDICARE FOR ALL HEARING TO MENTION 'MEDICARE FOR ALL,'" by Ryan Grim and Akela Lacy, The Intercept:** "IN PREPARATION FOR Wednesday's hearing on Medicare for All before the powerful House Ways and Means Committee, the panel's chair met privately with Democrats to lay out how he wants it to unfold. Rep. Richard Neal, a Massachusetts Democrat who has been

in office since 1989, told the Democrats on the panel that he didn't want the phrase "Medicare for All" to be used. Instead, he said, the hearing should focus on all the different ways to achieve "universal health care" or "universal health coverage," which he said was a better term to deploy. Medicare for All, he argued, was wrong on policy [and is a political loser, sources present for the meeting, held last Wednesday, told The Intercept.](#)"

ALL ABOARD

- No quick fix on Red Line," by Vernal Coleman and Kellen Browning, Boston Globe: "The derailment of a Red Line car Tuesday caused significant damage to the traffic signaling equipment on the subway line that has forced the MBTA to operate at reduced speeds at a critical juncture, and officials do not yet know when service will return to normal operations. Massachusetts Bay Transportation Authority General Manager Steve Poftak said Red Line riders should expect delays to continue through at least Friday, while investigators assess whether the signaling equipment can be repaired or needs to be replaced outright. [The T is also assessing damage to the third rail system that powers that stretch of the red line.](#)"

- "T shuttle buses couldn't keep up," by Bruce Mohl, Commonwealth Magazine: "THE MBTA DEPLOYED 94 of its own buses along with 15 supplied by the Yankee Line to shuttle the thousands of passengers stranded when a Red Line train derailed at the JFK/UMass Station Tuesday morning, but the effort was thwarted when demand for seats far exceeded the supply and many of those who did make it on to the buses ended up stuck in gridlocked traffic for between one and two hours. The massive shuttle operation had as many as 68 buses operating at any one time and a total of 94 over the entire rush hour period. A T spokesman said in an email that 83 of the 94 buses used in the shuttle operation were pulled from existing routes, meaning service elsewhere suffered to deal with the impact of the derailment. [Typically, the T deploys about 800 buses overall during the morning rush hour, the spokesman said.](#)"

MOULTON MATTERS

- "Why Seth Moulton thinks impeachment is the right thing to do," PBS: "Democratic presidential candidate and Massachusetts Rep. Seth Moulton redoubled his support Tuesday for beginning impeachment proceedings into

President Donald Trump, saying that was the right course of action despite the potential political ramifications. In an interview with PBS NewsHour managing editor and anchor Judy Woodruff, Moulton said House Speaker Nancy Pelosi's concerns about starting an impeachment inquiry [were valid. But Moulton said he believes the situation rises above making political calculations.](#)"

MARIJUANA IN MASSACHUSETTS

- **"Cannabis advocates rally in rebuttal to 'Prohibition 2.0,'" by Naomi Martin, Boston Globe:** "Dozens of cannabis advocates rallied at the Massachusetts State House on Wednesday to refute a public health group's criticisms of the state's newly regulated marijuana industry. The crowd held signs that read: "Weed's not new," "Empower our communities," and "Cannabis equity is non-negotiable." The audience cheered as researchers, clinicians, a state regulator, and people harmed by the war on drugs spoke in support of the current regulations and new [ones they hope will be approved this summer, such as the creation of cannabis cafe licenses.](#)"

ABOVE THE FOLD

— [Herald](#): "UNBEARABLE," — [Globe](#): "CUP DREAMS MELT AWAY," "6 arrested in plot to kill Ortiz for bounty."

New Directory Available: The new States Directory makes it easy for Pros to identify and contact state-level influencers - like state legislatures, legislative staff, state executives, and state agency officials. [Visit Directories.](#)

THE LOCAL ANGLE

- **"Nursing home workers in Saugus issue strike notice," State House News Service:** "Workers at a Saugus nursing home announced Wednesday that they have submitted a notice to strike on June 20 and 21, over what their union describes as poor wages and ownership policies. The health care workers union 1199SEIU represents about 70 employees at Saugus Care and Rehabilitation Center, an 80-bed nursing home. Their contract expired on Oct. 31, 2018, according to the union. "Massachusetts' nursing home industry is

facing a crisis in large part because of out-of-state owners, like Eli Mirlis from Saugus, who care very little for residents, employees and the communities they are supposed to serve," [Tim Foley, executive vice president of 1199SEIU United Healthcare Workers East, said in a statement.](#)"

TRANSITIONS - Paul Garrity was appointed fiscal affairs director in Auditor Suzanne Bump's office.

HAPPY BIRTHDAY - to Catherine McLaughlin and Liam Byrne.

DID THE HOME TEAM WIN? Yes and no! The **Red Sox** beat the Rangers 4-3. The Blues beat the **Bruins** 4-1 to win the Stanley Cup.

Want to make an impact? POLITICO Massachusetts has a variety of solutions available for partners looking to reach and activate the most influential people in the Bay State. Have a petition you want signed? A cause you're promoting? Seeking to increase brand awareness among this key audience? Share your message with our influential readers to foster engagement and drive action. Contact Jesse Shapiro to find out how: jshapiro@politico.com.

A message from JUUL Labs:

We're combating the problem of underage vaping by:

Advocating for raising the legal age to purchase our products to 21+ nationwide.

Stopping the sale of non-tobacco and non-menthol based flavored JUULpods to traditional retail stores.

Enhancing our online age verification process.

Strengthening our retail compliance program with over 2,000 secret shopper visits per month.

Shutting down our Facebook and Instagram accounts and working to remove inappropriate social media content generated by others on those platforms.

And investing in new technologies to further prevent youth use.

[JUUL.com/youth-prevention](https://juul.com/youth-prevention)

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Jun 14, 2019

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BY **STEPHANIE MURRAY**

Presented by JUUL Labs

GOOD MORNING, MASSACHUSETTS. TGIF!

MOULTON'S NOT LOSING SLEEP — Rep. Seth Moulton won't be among the 20 Democratic candidates on the debate stage later this month. But that's not keeping him up at night.

That's what Moulton told supporters in an email yesterday afternoon, just as the Democratic National Committee officially announced which candidates would be included in the first debates.

"I knew that getting in the race so late there was a strong chance I'd miss the first debate— and yes, I will," Moulton wrote. "But fear not! I'm not losing any sleep over it, and neither should you."

Just a few hours later, it was business as usual for Moulton. He gave a talk at the Kennedy Institute where he hit on his campaign themes of national service and ushering a new generation of leadership into Washington. He also reiterated that he's not worried about missing the first debate. In his view, the Democratic primary won't be won on a debate stage in Miami months before voters head to the polls.

"The bottom line is that I'm not concerned . I'm also not naive. Look, it's a big field. We poll very well among people who know me, but most Americans don't know me yet," Moulton told WBUR's Kimberly Atkins last night. "It just takes time."

Moulton compares his standing in the presidential primary to his

congressional race against former Rep. John Tierney in 2014. Polling showed him far behind the incumbent, but he stuck it out and pulled off a win. He also compares it to the 2016 GOP primary field, which he pointed out in his email.

"This race is a marathon, not a sprint. At this point in the 2016 presidential campaign, Jeb Bush was leading in the Republican primary. Ben Carson was in second. And Donald Trump hadn't even announced his candidacy yet," Moulton wrote.

But after almost two months in the race , Moulton wasn't able to gain 1 percent in two DNC-approved polls or amass 65,000 individual campaign donors. That puts him behind less conventional candidates like entrepreneur Andrew Yang and spiritual guru Marianne Williamson. And several candidates who got into the race after Moulton were also able to clear at least one of the debate criteria, including New York City Mayor Bill de Blasio and Colorado Sen. Michael Bennet.

Have a tip, story, suggestion, birthday, anniversary, new job, or any other nugget for the Playbook? Get in touch: smurray@politico.com.

TODAY — Boston Mayor Marty Walsh speaks at an event titled "2020 Census: Roxbury Matters." **Walsh** is a guest on "Boston Public Radio." **Sen. Elizabeth Warren** attends the Manchester Democratic City Committee Flag Day dinner in New Hampshire. **Rep. Lori Trahan** attends a Hispanic business leaders roundtable in Lawrence and hosts a 2020 census forum. **Rep. Joe Kennedy III** attends a ribbon cutting for the Golda Meir House in Auburndale.

A message from JUUL Labs:

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DATELINE BEACON HILL

- "Suit challenges school-funding formula, but it's unclear if it will spur

Legislature to act," by James Vaznis, Boston Globe: "With wide disparities in spending among Massachusetts public schools, legal and education experts have long expected the filing of a lawsuit seeking a remedy. But when one was filed Thursday, they differed on what impact, if any, it would have in getting a school-funding bill passed on Beacon Hill. "It's the right time to prod the legislative branch to do something," said Mark Paige, an associate professor at the Department of Public Policy at the University of Massachusetts Dartmouth. Paul Reville, a former state education secretary, said merely filing a lawsuit at the Supreme Judicial Court would be unlikely to accelerate the legislative process, noting lawmakers are already working under a threat [of litigation by several groups. But plaintiffs in this case have solid legal ground, he emphasized.](#)"

- **"Baker: Repairs to T must not shut out riders," by Andy Metzger, Commonwealth Magazine:** "GOV. CHARLIE BAKER says the MBTA faces real constraints on how quickly it can repair and upgrade the region's transit system, but Boston City Councilor Michelle Wu says a historic lack of urgency is to blame for the T's shoddiness. "We've reached this point of transportation crisis because of a failure to act quickly enough and boldly enough. We have to wake up," Wu said in an interview Thursday. "The governor is calling it progress when he's made a plan to reach barely functional service at some point in the future, and is claiming victory that we're inching in the right direction. But if you ask any daily T rider, service has gotten worse over the last few years." Baker said he will speak to officials at the T every day until the Red Line bottleneck caused by a debilitating derailment on Tuesday is fixed, but it is unclear when that will be. Baker, who has claimed the T is ["heading in the right direction," said it would likely take several more days before the T has a timeline.](#)"

- **"Massachusetts argues Sal DiMasi can't be a lobbyist because he was illegally lobbying when he was House Speaker," by Steph Solis, MassLive.com:** "Former House Speaker Sal DiMasi is ineligible to become a lobbyist not just because of his federal corruption conviction, but because the actions that led to those convictions involved unauthorized lobbying, a commonwealth attorney argued Thursday. DiMasi, 73, now of Melrose, appeared at a pre-conference hearing Thursday afternoon challenging the state's decision to block him from lobbying, based on the former House Speaker's 2011 conviction on federal charges that he steered [state contracts to](#)

[Cognos, a Burlington-based software company, in exchange for kickbacks."](#)

- **"AG Maura Healey's office investigating alleged racism toward students at Museum of Fine Arts,"** by Lisa Kashinsky, **Boston Herald:** "The Civil Rights Division of the state attorney general's office is investigating incidents of alleged racism toward a group of Dorchester students visiting the Museum of Fine Arts last month. "Following public reports about the field trip, our office reached out to the Helen Y. Davis Leadership Academy and the MFA," Jillian [Fennimore, spokeswoman for Attorney General Maura Healey, said in a statement Thursday."](#)

- **"BAKER MOVES QUICKLY TO SIGN PAID LEAVE PAYROLL TAX DELAY,"** by Colin A. Young, **State House News Service:** "Gov. Charlie Baker made quick work of the bill imposing a three-month delay to the start of a payroll tax to fund paid family and medical leave benefits for all Massachusetts workers, signing it within 90 minutes of its final legislative vote. The bill (S 2255), now a law, delays until Oct. 1 the start of payroll tax contributions to fund the estimated \$800 million paid family and medical leave program launched so workers can more easily take care of themselves and their families without facing financial crises. The fledgling Department of Family and Medical Leave (DFML) planned to begin collecting a 0.63 percent payroll tax from employers July 1 to fund the program, [but business and advocacy groups raised concerns about their ability to prepare for the new tax."](#)

- **"A small turtle sculpture sparks big controversy on Beacon Hill,"** by Dugan Arnett, **Boston Globe:** "The fire truck rumbled through the narrow streets of Beacon Hill, clamoring to a stop in front of a small playground on Myrtle Street. As residents gawked and children played nearby, multiple firefighters jumped to action. The emergency? A 4-foot bronze playground sculpture called "Myrtle the Turtle," which had apparently [gotten a little hot under the early summer sun, prompting a call from a concerned mother."](#)

- **"SHARK TALK ATTRACTS CROWD, BUT MEDIA SHUT OUT,"** by Kaitlyn Budion, **State House News Service:** "Although media were turned away from an informational briefing on sharks in Massachusetts, that didn't stop legislators from sinking their teeth into the topic. "Today was really an informational session, we're coastal legislators, and so we're familiar with marine life, marine mammals, marine animals, so today was to give our

colleagues from across the state the opportunity to learn more, not only about great white sharks, but about a whole host of shark species [that are up and down the coast.](#)" [Rep. Dylan Fernandes of Falmouth told reporters after the event.](#)"

FROM THE HUB

- **"Ride-Hailing Trips Increased 25% In Massachusetts Last Year,"** by Benjamin Swasey, **WBUR:** "The popular ride-hailing services Uber and Lyft apparently got much more popular in Massachusetts last year. Total rides surged 25% from 2017 to 2018, according to state data released Thursday. That's to 81.3 million last year, from 64.8 million the year prior. More than 42 million rides began in Boston alone in 2018, a 21% increase — 7.3 million more — over the year before. As the state notes, however, 'many smaller towns with smaller [numbers of rides saw a much larger percentage increase in rides when compared to 2017 ridership.](#)'"

- **"From politicians to antiwar activists, Raytheon-United Technologies merger remains a hot topic,"** by Allison Hagan and Max Reyes, **Boston Globe:** "ays after the proposed merger between Waltham-based Raytheon Co. and United Technologies Corp. was announced, Massachusetts business leaders, lawmakers, and even antiwar activists are still weighing in on what the combined company might mean for Massachusetts. If approved by regulators, the deal would create a defense and aerospace behemoth called Raytheon Technologies Corp. [with \\$74 billion in projected annual revenue and a headquarters somewhere in the Boston area.](#)"

- **"Embedded AG fellows raise concerns,"** by Sarah Betancourt, **CommonWealth Magazine:** "A NONPROFIT BACKED with money from Michael Bloomberg is paying the salaries of 14 lawyers who are working on environmental and climate change issues for Democratic attorneys general around the country, including Massachusetts Attorney General Maura Healey. The State Energy & Environmental Impact Center at the NYU School of Law, created in 2017 with \$6 million in funding from Bloomberg Philanthropies, has raised concerns in a handful of states about a private organization funding the pay of employees at a public law enforcement agency. "It looked inappropriate to me, that someone could go to the AG and say, 'Hey I want to fund two positions to bring lawsuits in an area I'm interested in,'" said Cameron

Macdonald, executive [director of the Government Justice Center in New York, a conservative taxpayer watchdog group.](#)"

- **"City Officials To File Stronger 'Trust Act' After Concerns Over Boston Police Cooperation With ICE,"** by Shannon Dooling, WBUR: "Boston is moving one step closer to a stronger immigration "Trust Act," according to Mayor Marty Walsh and City Councilor Josh Zakim, who on Thursday will jointly file a new version of the ordinance. In a sit-down at City Hall, the two said the proposed revisions to the act — which prohibits the Boston Police Department (BPD) from holding undocumented immigrants based solely on a request from federal immigration officials — aim to [better protect Boston's immigrant communities and strengthen trust with local law enforcement.](#)"

- **"Harvard dean ousted after Weinstein case to challenge school on academic freedom from within,"** by Stephanie Ebbert, Boston Globe: "The Harvard Law professor whose planned legal defense of accused rapist Harvey Weinstein caused a campus furor that cost him a faculty dean position wants to use the episode to restore academic freedom, he said Thursday evening. In his first remarks since he lost the deanship last month, Ronald S. Sullivan Jr. said he envisions creating an institution that could work within and beyond Harvard to reform academia and restore reasoned discourse on campuses. It was unclear exactly what shape that might take. But with his wife, [fellow Harvard Law professor Stephanie Robinson, he launched an online video to begin to marshal support.](#)"

- **"Massport continues CEO search behind closed doors,"** by Sean Philip Cotter, Boston Herald: "Massport officials again spent a marathon session huddled behind closed doors, chewing over who will claim the coveted \$300,000 top job at the state agency. Members of the Massachusetts Port Authority's preliminary screening committee gathered Thursday morning around a small table in a four-hour meeting inaccessible to the public to [continue their search for a new chief executive officer — with a similar meeting planned for Friday.](#)"

Attend the #WellbeingCity Forum in Montréal: Cities are currently home to more than half the global population, a figure that will soar to 70% within the next thirty years. The NewCities' Wellbeing Cities Forum, held in Montreal on

June 19-20, brings together senior leaders and urban experts to explore and collaborate on city-led action to improve urban wellbeing. Guest speakers include Professor Saskia Sassen, Daniel Libeskind, and mayors from around the world. Tickets are available via NewCities [here](#).

DAY IN COURT

- **"Healey vs. Trump," by Sarah Betancourt, Commonwealth Magazine:** "IN A 2016 FUNDRAISING PITCH just after Donald Trump was elected president, Attorney General Maura Healey said she wouldn't hesitate to take the incoming president to court if he carried out his "unconstitutional campaign promises." She insisted her role as "the people's lawyer" is the "first line of defense against illegal action by the federal government." She's made good on her word. Over the past 30 months, Healey and a handful of her colleagues in other states have led a massive legal charge against the Trump administration. Healey has personally filed or joined 44 multistate federal lawsuits; she's been on the winning [side 15 times, the losing side four times, one case was withdrawn, and 24 cases are still pending](#)."

- **"Taxpayers picked up Judge Joseph's \$127,000 legal bill," by Joe Dwinell, Boston Herald:** "Taxpayers paid \$127,000 in legal fees for Judge Shelley Richmond Joseph — right up to the day she was indicted on federal obstruction charges and placed on unpaid leave, accused of helping an illegal immigrant elude ICE agents in her Newton courthouse. The state's Trial Court administration refused to give the Herald a breakdown of the legal fees — how much was paid to what lawyers for what services, and when. A spokeswoman also said there is no set policy on [what circumstances will result in court employees being granted tax-paid legal representation](#)."

WARREN REPORT

- **"California poll: Warren surges to second, Harris falls to fourth," by Christopher Cadelago, POLITICO:** "Elizabeth Warren is threatening Joe Biden's front-runner standing in California, and Kamala Harris is showing signs of weakness in her delegate-rich home state, according to a new poll. A new UC Berkeley-Los Angeles Times poll found Biden leading with 22% of likely Democratic primary voters; followed by Warren and Sanders, who are at

18% and 17%, respectively. Harris (13%) and South Bend, Ind., Mayor Pete Buttigieg (10%) are the only other 2020 presidential contenders to exceed 3% in the [survey, which was directed by pollster Mark DiCamillo, who for years led the venerable Field Poll.](#)"

- **"How Pete Buttigieg and Elizabeth Warren Cracked the Code of the 2020 Race," by Reid J. Epstein, New York Times:** "More than most of his Democratic rivals, Mr. Buttigieg, the mayor of South Bend, Ind., has cracked the code of the early months of the presidential campaign, embracing TV appearances while mastering the art of creating moments for social media and cable news. The 37-year-old's campaign was the first to grasp that the early primary race would unfold on mobile devices and televisions instead of at the traditional town-hall gatherings and in living rooms in the early states. He's not alone: Senator Elizabeth Warren of Massachusetts has inundated reporters with policy proposals, prompting hours of [cable news coverage and forcing fellow candidates to respond to her ideas during live interviews.](#)"



FROM THE DELEGATION

- **"Rep. Lynch urges state to hit reset on compressor project," by Jessica Trufant, Patriot Ledger:** "U.S. Rep. Stephen Lynch is urging a state Department of Environmental Protection adjudicator to revoke approval for a controversial natural gas compressor station in Weymouth and restart the permitting process, calling the department's handling of new data from the site "egregious." Lynch, a longtime opponent of the project who is bringing federal regulators to Weymouth on Monday for a public listening session, wrote on Wednesday to the hearing officer overseeing an ongoing appeal case. In the letter, Lynch asks that energy giant Enbridge be required to submit an updated application since regulators at the [Department of Environmental Protection admitted they did not have all the data they sought during an air-quality permitting process.](#)"

- **"House Tees Up Vote on Spending Bill That Essentially Renews Hyde Amendment as 2020 Democrats Oppose It," by Houston Keene, IJR:** "The Democrat-controlled House of Representatives is gearing up to vote on a

spending package that includes the pro-life Hyde Amendment, as prominent members of their party in Congress and a multitude of their presidential primary candidates have voiced opposition to the legislation. The minibuss of spending bills set to be voted on in the House Thursday will encompass funding for [a large variety of federal departments, including defense, labor, and health and human services.](#)"

- **"LAWMAKERS SAY TRUMP IS WRONG: NO ONE IN CONGRESS WITH 'ANY INTEGRITY' WOULD ACCEPT OPPOSITION DIRT FROM FOREIGN POWER,"** by Jason Lemon, **Newsweek**: "Democratic lawmakers have called out President Donald Trump for saying he would accept dirt from a foreign power on a political opponent and then defending the comment by saying that people in Congress "all do it, they always have." Representative Katherine Clark, a Democrat elected to Congress from the Massachusetts' 5th district, later shared the same sentiments as Krishnamoorthi in comments to CNN. "No member of Congress with any integrity and who wants to uphold our oath of office would ever take that information," Clark said. She also answered affirmatively that she would go to the FBI [directly if she were ever approached with information on a political opponent from a foreign power.](#)"

MARIJUANA IN MASSACHUSETTS

- **"Marijuana company fined \$75,000 by state commission over labeling violations,"** by Dan Adams, **Boston Globe**: "Cultivate Holdings, the Leicester-based marijuana company that in November opened one of the first two recreational shops in Massachusetts, will pay the state \$75,000 to settle charges that it sold hundreds of improperly labeled pot products to consumers. This is the first time the state Cannabis Control Commission has fined a marijuana company. During an unannounced inspection on Jan. 30, commission investigators discovered that Cultivate had failed to update the labels on about 3,000 marijuana products it transferred from its medical marijuana [operation into the state's "seed-to-sale" inventory tracking system for recreational products.](#)"

MOULTON MATTERS

- **"Seth Moulton didn't make the debate stage. Here's what's going on with his campaign,"** by James Pindell, **Boston Globe**: "Seth Moulton's

presidential campaign is still relatively young — only seven weeks old. But this week, as 20 of his rivals qualified for the first presidential primary debates, he was among four Democrats left on the sidelines. Indeed, none of the typical campaign metrics have so far been encouraging for Moulton's prospects. In most polls, not a single respondent says they are backing Moulton (the party used surveys as one of two qualifying metrics for the debates). Moulton hasn't hired staff or opened offices in the early presidential primary states of Iowa and New Hampshire — as many have done — although he does have a campaign presence in other states. His staff has declined, for the most part, to answer [specific questions about how fund-raising is going. Moulton has received no major endorsements.](#)"

IT'S NOT EASY BEING GREEN

- **"Powerful business group adds climate change to its priorities,"** by Jon Chesto, **Boston Globe:** "The Massachusetts Competitive Partnership helped sink the state's first offshore wind energy project, the ill-fated Cape Wind. So what's this low-profile but powerful business group doing now, taking on climate change as a priority? It may sound surprising — or ironic. But these chief executives now view the issue as a major [potential threat to the state's economic competitiveness, one that needs to be tackled head on.](#)"

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ABOVE THE FOLD

— [Herald:](#) "SHELLING OUT FOR SHELLEY," — [Globe:](#) "Furor follows Trump's take on foreign help," "T clears driver in Red Line derailment," "TANKER EXPLOSIONS ESCALATE TENSIONS."

THE LOCAL ANGLE

- **"West Bridgewater selectman accused of 'slumlord' practices in Brockton,"** by Ben Berke, **Brockton Enterprise:** "State Rep. Michelle DuBois,

whose district includes much of Brockton, described the longstanding policy as one the mayor's administration has failed to enforce. Most tenants, she said, don't know to request health inspections, and landlords who don't keep up on their certificates of fitness can coast by without punishment. It's a form of self-policing that she says is tipping the power balance in favor of an outside ["investor class."](#) ["Our mayor needs to hold slumlords accountable," DuBois told The Enterprise."](#)

TRANSITIONS - **John O'Leary** has moved up to Boston to join a new joint venture between the Carlyle Group and Schneider Electric called AlphaStruxure, which is developing sustainable microgrids for the C&I and infrastructure sectors. He previously was the senior policy advisor for the New York State Executive Chamber's energy policy team.

- **Kathryn Ellis** was named director of the Innovation Institute at the University of Massachusetts Amherst and will head offices in Amherst and at the Mount Ida Campus of UMass Amherst in Newton.

- **Francesco De Vito** of Rackemann, Sawyer & Brewster was named as a fellow of the American College of Mortgage Attorneys.

HAPPY BIRTHDAY - to **Danny Gaynor** , SVP at Weber Shandwick.

HAPPY BIRTHWEEKEND - to former MA-3 Democratic candidate **Alexandra Chandler**, who celebrates Saturday; and Worcester Magazine's **Bill Shaner**, MassINC pollster **Richard Parr** and **Byron Lynn**, who all who celebrate Sunday.

DID THE HOME TEAM WIN? Yes! The **Red Sox** beat the Rangers 7-6.

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Advocating for raising the legal age to purchase our products to 21+ nationwide.

Stopping the sale of non-tobacco and non-menthol based flavored JUULpods to traditional retail stores.

Enhancing our online age verification process.

Strengthening our retail compliance program with over 2,000 secret shopper visits per month.

Shutting down our Facebook and Instagram accounts and working to remove inappropriate social media content generated by others on those platforms.

And investing in new technologies to further prevent youth use.

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BY **STEPHANIE MURRAY**

Presented by JUUL Labs

GOOD MORNING, MASSACHUSETTS.

THE ROE ACT HAS ITS DAY — Get ready for a showdown over abortion rights on Beacon Hill today. A bill that would expand abortion access in Massachusetts is up for a hearing, and proponents of the legislation say the timing is crucial as abortion access comes under siege in several states across the country.

The ROE Act will be heard by the Judiciary Committee today . The proposed law would legalize abortion after 24 weeks in the case of fatal fetal anomalies, among other things. The bill was filed by Senate President Emerita Harriet Chandler in the Senate and Speaker Pro Tempore Patricia Haddad and Rep. Jay Livingstone in the House.

"We're concerned about what is happening at the federal level and we're concerned about efforts to erode Roe v. Wade," Chandler told me last week. "Our bill protects a young woman's right to choose abortion, and it allows women who have faced medical crises later in pregnancy to receive appropriate medical care."

Provisions in the bill include eliminating the judicial bypass process for teenagers, and bolstering safety-net coverage regardless of a person's income or legal status. The bill would end some reporting requirements that supporters say "jeopardize physician safety and patient privacy." It would also remove old laws and language, like a provision that establishes "fetal personhood" and a 24-hour waiting period for abortions, which is not enforced.

Attorney General Maura Healey and U.S. Rep. Lori Trahan plan to testify in support of the ROE Act, and groups which support the bill include the ACLU of Massachusetts, the Planned Parenthood Advocacy Fund of Massachusetts and NARAL Pro-Choice Massachusetts. It's not likely this bill will gain support from GOP Gov. Charlie Baker, who [has said](#) he does "not support late term abortions," though he supports the state's existing abortion laws.

"This is just a critical time for women. We have fought hard to get to this point, we shouldn't be regressing in 2019," Chandler said. "It is very important we safeguard those rights for women."

A number of anti-abortion groups plan to rally outside the State House to oppose the ROE Act, including Massachusetts Citizens for Life, the Massachusetts Family Institute and the Renew Massachusetts Coalition.

And the ROE Act has become a marquee issue for MassGOP chair Jim Lyons, who was an outspoken opponent of abortion during his time as a state representative. Under his leadership, the state Republican party has run a series of social media ads targeting state lawmakers who support the ROE Act, referring to it as a so-called "infanticide" bill.

"The idea of this being an infanticide bill is just sheer garbage," Chandler said. "It's an effort to basically encourage fear among people who might need this bill, and it really does put fear in people's hearts."

NEED TO IMPEACH IN NEAL TERRITORY — Need to Impeach, billionaire Tom Steyer's campaign, is ratcheting up the pressure on Rep. Richard Neal once again. Steyer paid for a new billboard in Neal's district demanding the congressman get President Donald Trump's taxes.

The billboard is part of Steyer's campaign to pressure key House members into beginning an impeachment inquiry into Trump. Steyer's latest blitz focuses on around a dozen House members, including Neal and presidential candidate Rep. Eric Swalwell of California. Neal is chairman of the House Ways and Means Committee, and requested Trump's tax returns several months ago. The president's administration has refused to comply with that request.

The new billboard in Neal's district reads: "REP. NEAL, GET TRUMP'S

TAXES NOW." The [billboard](#) features a black-and-white photo of Neal and includes a phone number to call. Steyer has spent more than \$250,000 in Neal's district over the past several months, including television and digital ads, paid staff, billboards and a town hall.

Have a tip, story, suggestion, birthday, anniversary, new job, or any other nugget for the Playbook? Get in touch: smurray@politico.com.

TODAY — Gov. Charlie Baker speaks at the American Association of Airport Executives conference. **Baker** meets with **Senate President Karen Spilka** and **House Speaker Robert DeLeo**. **Rep. Seth Moulton** campaigns in Merrimack, N.H. **Rep. Joe Kennedy III** visits Norfolk Advocates for Children in Foxborough and Column Health in Attleboro. **Rep. Stephen Lynch** attends a listening session on the proposed compressor station in Weymouth. **Rep. Katherine Clark** tours the South Cove Community Health Center in Malden.

FIRST THINGS FIRST

- "As Red Line repairs continue, plan for another longer commute Monday," by John Hilliard, **Boston Globe**: "Riders on the MBTA's Red Line should plan an extra 20 minutes for Monday morning's commute, as crews continue repairs following a derailment Tuesday outside the JFK/UMass station that disrupted service and forced Braintree riders to switch trains for days after the accident. Late Saturday night, the MBTA announced that while direct Braintree service had resumed, trains will continue to operate at reduced speeds as crews make repairs to the Red Line's electronic signaling equipment, which was damaged in the derailment. Steve Poftak, the MBTA's general manager, said in a statement [Sunday that although direct service to Braintree has resumed, much work remains to be done.](#)"

A message from JUUL Labs:

Youth vaping is a problem. We're taking action. No youth or non-nicotine user should ever try JUUL products. We've taken a series of actions to greatly reduce youth use of tobacco products, including our own. Learn more about our youth prevention efforts: [JUUL.com/youth-prevention](https://juul.com/youth-prevention)

DATELINE BEACON HILL

- **"REPORT SIZES UP SCHOOL AID FUNDING INCREASES,"** by Katie Lannan, **State House News Service:** "The degree of funding boosts for low-income students is a key difference between one pending school finance proposal that would lead to \$460 million in additional district funding by fiscal 2026 and another Beacon Hill plan that would result in \$1.4 billion, according to a new analysis. According to the report, from the Massachusetts Budget and Policy Center, if lawmakers do not make any policy changes to the state's education funding formula, school districts [would receive an additional \\$988.2 million in school aid by fiscal 2026, compared to this year.](#)"

- **"A Swift return,"** by Michael Jonas, **CommonWealth Magazine:** "IT'S BEEN A long time since Jane Swift left the public stage, retreating home to Western Massachusetts after a rocky 21-month tenure as governor. Just how much time has passed? Earlier this month the twin daughters she delivered a month after being handed the gubernatorial reins — making history and national headlines as the first governor to give birth while in office — graduated from high school. It's no coincidence, Swift says, that her decision to accept a position running an education tech nonprofit in [Boston and jump back in the public policy mix in Massachusetts coincided with that milestone.](#)"

- **"Lawmakers express discomfort over teen abortions without parental consent,"** by Stephanie Ebbert, **Boston Globe:** "Even before it faces its first hearing on Beacon Hill Monday, an ambitious legislative effort to expand abortion access in Massachusetts has run into opposition from lawmakers who consider it to be an overreach. Most concerning to legislators is the proposed elimination of an age restriction that requires anyone under 18 to have a parent's consent or a judge's order to get an abortion. The notion that a girl as young as 12 could get an abortion without telling her parents is proving to be a tough proposition, even in liberal [Massachusetts, where most lawmakers consider themselves supporters of abortion rights.](#)"

WHAT CITY HALL IS READING

- **"In a city moving loudly to the left, Walsh often stays in the middle,"** by Milton J. Valencia, **Boston Globe:** "At the national level, top-tier Democratic candidates for president have espoused some of the most liberal campaign

platforms in decades. And in Boston, officials have pushed for unprecedented progressive initiatives — from charging fees for car usage to massive tax hikes on high-end real estate deals. And what of Martin J. Walsh, the second-term mayor? [He's listening, he said. Things don't happen overnight. But he wants to collaborate.](#)"

Attend the #WellbeingCity Forum in Montréal: Cities are currently home to more than half the global population, a figure that will soar to 70% within the next thirty years. The NewCities' Wellbeing Cities Forum, held in Montreal on June 19-20, brings together senior leaders and urban experts to explore and collaborate on city-led action to improve urban wellbeing. Guest speakers include Professor Saskia Sassen, Daniel Libeskind, and mayors from around the world. Tickets are available via NewCities [here](#).

FROM THE HUB

- **"What will the MFA's woes mean for Juneteenth?" by Adrian Walker, Boston Globe:** "For seven years, the "Juneteenth" celebration at the Museum of Fine Arts has been the friendliest of takeovers, a night when one of the city's most elegant spaces becomes home to a joyous celebration of African-American liberation. This year's event, scheduled for Wednesday night, now looms as a litmus test, for both the museum and the city. A month after a group of students from the Helen Y. Davis Leadership Academy in Dorchester were subjected to racist comments and close monitoring on a field trip to the museum, the MFA feels like a somewhat awkward space for a multicultural celebration. Multiple investigations of that disturbing incident are being conducted, including one by Attorney General [Maura Healey and another, commissioned by the MFA, by former attorney general Scott Harshbarger.](#)"

- **"Will it work? Glitzy casino opening on industrial waterfront," by Philip Marcelo, Associated Press:** "A \$28 million statue of Popeye by the artist Jeff Koons. Luxury, "European-style" water shuttles. Five-star hotel rooms starting at about \$650 a night. After months of turmoil and uncertainty, Wynn Resorts' flamboyant Encore Boston Harbor casino opens June 23 just over the city line in Everett, Massachusetts. The \$2.6 billion gambling, hotel and entertainment complex brings Las Vegas opulence to the unlikelyst of places: a largely

industrial waterfront home to a subway train repair yard, a water and sewer agency facility and a power plant. Massachusetts leaders hope the resort and its curved, bronze-toned hotel tower — echoing the company's distinctive [properties in Vegas and Macau — transforms the city's reputation as an industrial afterthought.](#)"

- **"This Is At The Point Of Urgency,' Walsh Says Of The MBTA," by Zoe Matthews, WGBH News:** "Boston Mayor Marty Walsh said the MBTA and the city's transportation infrastructure has reached a state of urgency, after derailments and delays wreaked havoc on commutes this week. "This is at the point of urgency, on so many different levels, that we really need to start seeing some action," he said Friday, during his monthly 'Ask The Mayor' segment on Boston Public Radio. The mayor said during the interview that 100,000 more people are working in Boston than five years ago, and 50,000 more people are living in [the city. "We need to get as much money into the MBTA and infrastructure as possible," said Walsh.](#)"

- **"Northeastern University student finds questionnaires with fascist references in library," by Amanda Kaufman, Boston Globe:** "Northeastern University officials will meet Monday with a student after he reported finding paper questionnaires inside a campus library book that included references to Hitler, had a link to an alt-right blog, and asked readers to indicate their areas of interest in fascist topics. "We are aware and the head of our library system is in contact with the student who found the materials," Renata Nyul, a university spokeswoman, said in an e-mail. "They should be meeting on Monday and I may have more information then." Matt Bowser, 28, who is pursuing a doctorate in history, said he was researching fascist movements of the 1930s for his dissertation at the university's [Snell Library when he discovered 10 questionnaires inside Robert Paxton's 'The Anatomy of Fascism.'](#)"

- **"Massachusetts untested rape kits: See how many of 387 kits are from your community," by Melissa Hanson, MassLive.com:** "There are hundreds of untested rape kits in Massachusetts, many of which are decades old. The state Executive Office of Public Safety and Security, or EOPSS, started its first legally mandated inventory of untested rape kits and identified 387 untested rape kits, MassLive learned through a public records request. That data does not include Bristol County, which has received a \$2 million federal Sexual Assault Kit Initiative grant to identify and test previously untested rape kits

collected in that county. EOPSS asked more than 400 reporting agencies, including municipal law enforcement, sheriff's offices, university [law enforcement and hospital security. how many untested rape kits were in their possession.](#)"

- **"Women's co-working space The Wing comes to Boston," by Katie Johnston, Boston Globe:** "Annemarie Dooling tried joining a traditional co-working space but found it difficult to concentrate. There were Nerf gunfights and impromptu taco parties. And so much beer. It was basically a "playground for people who think they're working," she said. A "bro" paradise. "I've been mansplained to about topics I'm an expert in," said Dooling, a product manager at The Wall Street Journal who commutes from Philadelphia to New York, where she joined The Wing, a women's co-working and community space. Women in Boston [will soon have the same option with the opening of its eighth location Monday, in the Back Bay.](#)"



WARREN REPORT

- **"Trump campaign zeroes in on a new threat: Elizabeth Warren," by Alex Isenstadt, POLITICO:** "President Donald Trump's reelection machine is setting its sights on a new target, one it had left for dead just a few months ago: Elizabeth Warren. With the Massachusetts senator rising in polls and driving a populist message that threatens to cut into the president's blue-collar base, the Trump campaign is training its firepower on Warren with an eye toward blunting her momentum. Trump aides and their allies at the Republican National Committee, who initially believed their money and manpower were better focused elsewhere, are digging up opposition research, deploying camera-wielding trackers, and preparing to brand Warren as a liberal extremist. The reassessment of Warren, confirmed in conversations with more than a half-dozen Trump advisers, reflects [the volatility of the massive Democratic primary and how the reelection campaign is reacting to it.](#)"

- **"Democratic Candidates Promise to Close Wealth Gap Between Blacks and Whites," by Astead W. Herndon, New York Times:** "Four top Democratic presidential candidates promised black voters Saturday that, if

elected, their administrations would help close the wealth gap between black and white Americans, continuing the growing trend of Democratic candidates and officials talking more explicitly about racial inequalities. The candidates, former Representative Beto O'Rourke of Texas, Senator Cory Booker of New Jersey, Senator Elizabeth Warren of Massachusetts and Mayor Pete Buttigieg of South Bend, Ind., each asked a packed house of South Carolina Democrats to buy into a vision of how to lift up [black communities, particularly regarding "work, wages and wealth," the principal theme of the event.](#)

- **"Elizabeth Warren downplays her rise in polls: 'It's way too early,'" by Sahil Kapur, Bloomberg:** "Democratic presidential candidate Elizabeth Warren shrugged off surveys showing her gaining support nationally and in some key early primary states, to place second behind front-runner Joe Biden. "It's way too early to talk about polls. What are we, eight months away from the first caucuses and primary elections?" the Massachusetts Democrat told reporters Saturday in Charleston, S.C. A national Economist/YouGov poll released on Wednesday showed Warren in second place among the large Democratic field with [16 percent, behind Biden's 26 percent and ahead of Vermont Senator Bernie Sanders's 12 percent.](#)"

DATELINE D.C.

- **"Ayanna Pressley: Bill would ease access to birth control pills," by Associated Press:** "U.S. Rep. Ayanna Pressley is working with other Democratic members of Congress to push legislation aimed at making it easier and less expensive to obtain birth control pills. The legislation would require insurance companies to cover any oral contraception approved by the Food and Drug Administration. The pills would be available over-the counter without the need for a prescription. Supporters say the bill would expand access [to affordable birth control while maintaining the FDA's authority to determine the safety of drugs.](#)"

IT'S NOT EASY BEING GREEN

- **"Farley-Bouvier, Hinds to address energy, environment at town hall-style meeting," by Dick Lindsay, Berkshire Eagle:** "Large solar arrays, state park staffing and climate change. Those are among the topics likely to surface Monday night, during a town hall-style meeting with state Rep. Tricia Farley-

Bouvier and state Sen. Adam Hinds, who will answer questions and address concerns regarding energy and the environment. The event, sponsored by the Environmental League of Massachusetts, will run from 6 to 7:30 p.m. at the Berkshire Athenaeum. The lobbying group has organized similar events across the state to stimulate [dialogue between legislators and their constituents, according to its legislative director, Casey Bowers.](#)"

EYE ON 2020

- **"Weld takes GOP bid to oust Trump to NH. Voters are confused."** by **Hunter Woodall, Associated Press:** "Bill Weld jokes about not kissing the back of a child's head because he doesn't want to be accused, like Joe Biden, of making people uncomfortable. He tells voters they wouldn't know how obese Americans truly are until they go to county fairs, where "those overalls are working overtime." And he believes his opponent's policies are trending in the direction of Adolf Hitler. For now, Weld is the most prominent Republican in revolt, mounting a primary challenge to President Donald Trump. But in places like New Hampshire, where there's a healthy contingent of Republicans uneasy with Trump, Weld is still a hard sell. As he's toured the state in recent months, the 73-year-old's eccentricities [have left Republicans and independents who are cold on the president scratching their head.](#)"

A message from JUUL Labs:

We're combating the problem of underage vaping by:

Advocating for raising the legal age to purchase our products to 21+ nationwide.

Stopping the sale of non-tobacco and non-menthol based flavored JUULpods to traditional retail stores.

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And investing in new technologies to further prevent youth use.

[JUUL.com/youth-prevention](https://juul.com/youth-prevention)

MOULTON MATTERS

- **"Seth Moulton won't be on the debate stage at the end of June, but he's heading to Miami anyway."** by Lisa Kashinsky, **Boston Herald**: "The Salem congressman was among just four of the 24 Democratic presidential candidates who didn't make the cut for the first Democratic National Committee debates on June 26 and 27. Moulton won't be in the room where it happens, but his team said he'll travel to the Sunshine State those two days regardless, with details to come on events and media availability. Moulton failed to cross either of the two DNC thresholds for the debates: attaining 1% [in three qualifying polls or reaching 65,000 individual donors, including 200 apiece in 20 states.](#)"

ABOVE THE FOLD

— **Herald**: "HITTING THE SPOTS," — **Globe**: "Education spending proposals \$1b apart," "Working the angles from a quiet middle."

FROM THE 413

- **"Hampshire County Sheriff's Office expands incarcerated fathers counseling program,"** by Sophia Eppolito, **Boston Globe**: "Tyler Stanton woke up Sunday morning to his 3-year-old son Walker handing him a Father's Day gift. "He made me a picture to hang on the wall with his handprints," Stanton, 31, of Warren, Mass., said later that day. "It's awesome. My son is awesome." Spending Father's Day with his son was especially significant for Stanton, who was released from the Hampshire County jail on parole this past fall. Stanton is one of 73 men who have graduated from Hampshire's "Nurturing Fathers" program, [a 13-week course that provides guidance and counseling to fathers during their incarceration.](#)"

THE LOCAL ANGLE

- **"In P'town interview, former FBI official warns of dangers to rule of law," by Geoff Spillane, Cape Cod Times:** " In his book "The Threat: How the FBI Protects America in the Age of Terror and Trump," Andrew McCabe describes a tense meeting with President Trump in the Oval Office when McCabe was named acting director of the FBI in 2017, after the firing of James Comey. It was a decidedly more relaxed McCabe, in shorts and a casual shirt and in town during the weekend to speak at the Provincetown International [Film Festival](#). [who sat for a brief interview on the porch of the Land's End Inn on Saturday.](#)

MEDIA MATTERS

- **"Awkward Allegations In Ortiz Shooting," Beat the Press, WGBH News:** "The shooting of Red Sox Legend David Ortiz has been reported by some outlets as a paid hit. Journalists debate whether it's worth including [details about a potential motive at this point in the reporting, or whether it still constitutes gossip.](#)"

TRANSITIONS - Auditor Suzanne Bump was named president of the National State Auditors Association for fiscal 2020.

SPOTTED: At the opening of the joint campaign office of Boston City Councilors Michelle Wu, Kim Janey and candidate Alejandra St. Guillen in Roxbury... Boston City Councilor Lydia Edwards, state Rep. Nika Elugardo, state Rep. Russell Holmes, State Rep. Jon Santiago, Brian Lang and Segun Idowu.

WEEKEND WEDDING - Lily Zarrella and Ted Rainaud were married on the beach in Nantucket on Saturday. Zarrella is a deputy chief of staff in Gov. Charlie Baker's office and Rainaud is a principal at Berkshire Partners. [NYT](#).

HAPPY BELATED BIRTHDAY - to Jason Palitsch, government and public affairs specialist for Veterans Inc. and a Shrewsbury School Committee member, who turned 3-0 (h/t Joe Tutino); and **Tom Fleming**, who both celebrated Sunday.

HAPPY BIRTHDAY - to Aaron Saunders, senior vice president at Benchmark

Strategies.

DID THE HOME TEAM WIN? Yes! The **Red Sox** beat the Orioles 8-6.

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BY **STEPHANIE MURRAY**

Presented by JUUL Labs

GOOD MORNING, MASSACHUSETTS.

FIRST IN PLAYBOOK: LAWMAKERS WANT SUPPORT FOR TRANSGENDER TROOPS — Sen. Eric Lesser, Sen. Julian Cyr and Rep. Mindy Domb sent a letter to Gov. Charlie Baker asking him to voice his support for transgender troops serving in the Massachusetts National Guard, despite President Donald Trump's ban on transgender troops serving in the military.

The trio of lawmakers wrote a letter urging the governor to join the existing six states that have issued formal support of transgender troops serving in the National Guard. Those states are California, New Mexico, Nevada, Oregon, Washington and Colorado. New Jersey Gov. Phil Murphy has [also spoken out](#) against Trump's policy.

"We strongly believe that the federal announcement affords us with an opportunity to recommit to our transgender individuals who serve in the National Guard of Massachusetts," the letter says. "We ask that you oppose President Trump's discriminatory ban and publicly support transgender individuals in the National Guard of Massachusetts."

And Baker did just that yesterday, breaking with the Republican president's transgender ban, which went into effect in April.

"I think anybody who wants to serve their country and put themselves in harm's way should be commended and given the opportunity to serve," Baker told reporters yesterday. "We've talked to folks in the Attorney General's office

about the order that was issued by the White House and we're gonna see what options are available to us, but I admire anybody who wants to put on the uniform and serve."

The letter was co-signed by the Legislature's LGBTQ Caucus, and 65 lawmakers have signed onto the document. It was written with the GLBTQ Legal Advocates & Defenders, a Massachusetts group that is challenging the transgender military ban in court. Lesser called Baker's comments "great news" yesterday afternoon.

"The legislators who signed onto this would love to see a formal response from him in writing affirming just that, and making clear that the National Guard's policy will be to include transgender members moving forward," Lesser said yesterday.

SOMERVILLE MAYOR TAKING BARSTOOL TO COURT — A fiery argument between Somerville Mayor Joseph Curtatone and Barstool Sports was turned up a notch yesterday when Curtatone announced he's taking the digital media company and its employee Kirk Minihane to court.

Curtatone filed a [civil lawsuit](#) against Barstool Sports and Minihane yesterday, alleging the company violated state law when it published audio of an interview between the mayor and Minihane.

"I filed a suit because this conduct is so offensive that it reaches the boundary of professional and journalistic ethics," Curtatone told me yesterday. "My interview was gained under false pretenses."

Curtatone has been [critical](#) of a marketing partnership between Barstool Sports and the Bruins over the last several weeks, and threats made by Barstool fans online against a Boston Herald journalist who [wrote about](#) that partnership. Curtatone has traded jabs online with Dave Portnoy, the founder of the popular male-focused sports media company that is often criticized for its treatment of women and minorities.

Kirk Minihane, best known as the former host of WEEI's "Kirk and Callahan," was hired by Barstool Sports several weeks ago. Minihane called Curtatone pretending to be Boston Globe columnist Kevin Cullen, and

conducted a 20-minute interview, which he later posted [on the Barstool website](#). Cullen declined to comment on the Barstool bait-and-switch yesterday.

Although Minihane asked for Curtatone's permission to record the interview, the mayor alleges that Minihane violated the state's wiretapping laws because he was pretending to be someone else when he asked for that permission.

And neither Curtatone nor Portnoy are mincing words over the dust-up.

"Joe Curtatone is a certified moron and embarrassment to Somerville. Kirk's interview with him just reinforced what a bumbling idiot he is. It's a shame an elected official feels the need to sue his detractors rather than willingly speak with them and defend his slander and lies in public," Portnoy said in a statement to POLITICO.

"It is what it is, if that's their defense," Curtatone said in response to Portnoy's statement. "When someone breaks the law they should answer for it, and this action was sort of disturbing. I felt the need to fight and stand up against it." Curtatone said he's not suing the company for personal gain, and that he would donate any damages awarded to a women's center in the city.

Have a tip, story, suggestion, birthday, anniversary, new job, or any other nugget for the Playbook? Get in touch: smurray@politico.com.

TODAY — Gov. Charlie Baker testifies before the Joint Committee on Revenue. **Baker** attends the MEMA 2019 All-Hazards Emergency Management Conference, and a MetroWest Chamber of Commerce luncheon. **Lt. Gov. Karyn Polito** and **Rep. David Muradian** visit Omni Control Technology. **Polito, Senate President Karen Spilka, House Speaker Robert DeLeo** and **Rep. Liz Malia** attend the Massachusetts Unsung Heroines of 2019 Celebration. **U.S. Rep. Seth Moulton** is interviewed by Business Insider.

Attend the #WellbeingCity Forum in Montréal: Cities are currently home to more than half the global population, a figure that will soar to 70% within the next thirty years. The NewCities' Wellbeing Cities Forum, held in Montreal on

June 19-20, brings together senior leaders and urban experts to explore and collaborate on city-led action to improve urban wellbeing. Guest speakers include Professor Saskia Sassen, Daniel Libeskind, and mayors from around the world. Tickets are available via NewCities [here](#).

ALL ABOARD

- **"Mayor asks MBTA to postpone fare hike in wake of Red Line derailment; T board says it's too late," by Matt Stout, Martin Finucane and Lauren Fox, Boston Globe:** "Boston Mayor Martin J. Walsh called Monday for the MBTA to postpone its planned July 1 rate hike until service is back to normal on the Red Line, which has been suffering delays since a derailment last week. "There should be no fare increase until the Red Line is fixed. ... The MBTA must act with urgency and it's unfair to ask riders to pay more until the Red Line is fully operational," Walsh tweeted. [But officials at an MBTA board meeting later threw cold water on the idea.](#)"

DATELINE BEACON HILL

- **"Clash Over Abortion Expansion, Parental Consent, Puts Pressure On Beacon Hill Moderates," by Mike Deehan, WGBH News:** "Both sides of the abortion debate argued their cases during four hours of State House testimony Monday on a bill that would expand abortion access after 24 weeks of pregnancy. But the politics of the bill, and what an eventual law may look like, aren't as cut and dry. If passed, the ROE Act would codify a collection of current medical practices related to abortion in case the 1973 Roe vs. Wade ruling is overturned by the Supreme Court and do away with the state requirement that a minor's parents or a judge consent to an abortion. The bill would also expand access to abortions after 24 weeks of pregnancy by allowing the procedure when a [fetus has been diagnosed with a birth defect or anomaly that will prove lethal outside the womb.](#)"

- **"Gov. Charlie Baker 'concerned' about ROE Act's expansion of abortion access," by Shira Schoenberg, Springfield Republican:** "Gov. Charlie Baker, a Republican, on Monday continued to express concerns about a controversial bill that would expand access to abortion, but he avoided the harsh rhetoric of his party's leaders. The Legislature's Judiciary Committee

held a hearing Monday on the ROE Act. Among other changes, the bill would remove a requirement that a minor get parental consent or a judge's approval before getting an abortion. It would allow abortion after 24 weeks in the case of a fatal birth defect, [expanding current law that only allows abortion after 24 weeks to protect the health or life of the mother.](#)"

- **"SJC says state agencies should be more open to records requests that are in the public interest," by John R. Ellement, Boston Globe:** "The state's high court Monday instructed state agencies to broaden their understanding of the "public interest" when deciding requests under the state's public record law, a ruling that increases the grounds the public can invoke when fighting to get information released to them. The unanimous ruling by the Supreme Judicial Court grew out of a lawsuit filed by the Boston Globe against the Department of Public Health for electronic copies of 4.6 million birth [certificates issued between 1953 and 2011 and 2.2 million marriage licenses issued between 1983 and 2013.](#)"

- **"JANUS, DANGEROUSNESS BILLS ON LEGISLATIVE RADAR," by Katie Lannan, State House News Service:** "Expect votes this summer on a dangerousness bill in the House and a bill dealing with union representation of non-members in the Senate, legislative leaders said Monday. House Speaker Robert DeLeo and Senate President Karen Spilka sketched out pieces of their near-term agendas after meeting privately with Gov. Charlie Baker. The House meets in a formal session Wednesday, when representatives will likely pass a bill prohibiting the performance of appraisal management services by someone who has not registered with the board of real estate appraisers (H 1114) and a [bill that would allow hemp to be grown on land with an agricultural preservation restriction \(H 3535\).](#)"

- **"SENATE IN RECEIPT OF INFO IN BRADY CASE," by Colin A. Young, State House News Service:** "The Senate president's office now has the information about Sen. Michael Brady's drunken driving plea that it's been waiting for and the Senate could decide "soon" whether to open its own investigation. Brady, a Brockton Democrat, struck a plea deal about two weeks ago to avoid a trial and resolve 14-month-old drunk driving charges. Brady admitted that the state had sufficient evidence to convict him, agreeing to forfeit his license for 45 days and enroll in an alcohol education program. If he completes the program and stays out of trouble for a year, the remaining

[charge of operating under the influence will be dismissed, and he will have avoided a conviction.](#)"

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Youth vaping is a problem. We're taking action. No youth or non-nicotine user should ever try JUUL products. We've taken a series of actions to greatly reduce youth use of tobacco products, including our own. Learn more about our youth prevention efforts: [JUUL.com/youth-prevention](https://juul.com/youth-prevention)

EYE ON 2020

- **"Sanders Will Still Be A Contender Come January; Plus, The Odds On Everyone Else,"** by David S. Bernstein, WGBH News: "In a crowded Presidential nominating field lacking a strong frontrunner, many—if not most—early primary and caucus voters don't really decide on their vote until they perceive a final group of what might be called "Serious Conversation" choices. That is, five to eight candidates who seem to be real, viable options, based on polling, media coverage, high-profile endorsements, and local or advertising presence. Others may have dropped out, or be sticking it out with all hope gone; but by January 2020 just a [half-dozen or so will stand out as the real options for voters in Iowa, New Hampshire, and beyond.](#)"

FROM THE HUB

- **"Why have these buildings sat empty for years and even decades?"** by Tim Logan, Boston Globe: "All over town, buildings sit empty, somehow unused despite a fierce shortage of housing and a long-running development boom that has transformed long-quiet patches of the city into hot property. They're downtown, and in torrid corners of Cambridge, tucked among brownstones on Commonwealth Avenue and holding down prime spots in neighborhoods across the city. Some are [better kept than others. Some have more prestigious addresses. But each is a puzzle unto its own.](#)"

- **"Stop & Shop president Mark McGowan is stepping down,"** by Nik DeCosta-Klipa, Boston.com: "After nearly three decades with the company, Stop & Shop President Mark McGowan is moving on. Ahold Delhaize, the Quincy-based grocery chain's Dutch parent company, announced Monday

afternoon that McGowan has decided to leave the organization. Stop and Shop spokeswoman Jen Brogan said that McGowan is not retiring, but "felt it was time to pursue new opportunities." At the request of the company, [he will stay with Stop & Shop through the end of the year to 'ensure a seamless transition.'](#)"

- **"Designing a neighborhood from scratch: The stakes are high at Suffolk Downs," by Tim Logan, Boston Globe:** "Not much is going on at Suffolk Downs these days. There's one more weekend of racing at the 84-year-old horse track, and a trickle of gamblers still bet on out-of-town races. Otherwise, the place has cleared out — from its vast parking lots to the grandstands to the grass oval. But if things go as planned, the 161-acre site, where East Boston meets Revere, would be a whole new [neighborhood, a grid of housing and office space with roughly the population of the Back Bay.](#)"

- **"Walsh announces program to provide free menstrual products in Boston schools, but some say it doesn't go far enough," by Ysabelle Kempe, Boston Globe:** "Mayor Martin J. Walsh has taken a stance in the fight for accessible menstrual products, rolling out a pilot program providing free tampons and pads to all 77 Boston Public Schools serving students in grades 6 through 12. While touted as a step forward by Walsh and Interim Boston Public School Superintendent Laura Perille, some have already criticized the attempt as inadequate. The \$100,000 investment is part of Walsh's budget for fiscal [year 2020, resubmitted Monday to the Boston City Council. The program goes into effect this fall.](#)"

- **"Harvard rescinds admission to Parkland survivor Kyle Kashuv," by Emily Sweeney, Boston Globe:** "A survivor of the Parkland shooting announced Monday that Harvard College rescinded his admission due to racist comments that he made nearly two years ago. Kyle Kashuv took to Twitter Monday morning and announced the news in a series of tweets, in which he stated that "Harvard's faculty has included slave owners, segregationists, bigots and antisemites." Kashuv, who became known as a gun rights activist after surviving the shooting at Stoneman Douglas High School in Parkland, Fla., on Feb. 14, 2018, issued an apology in May after screenshots of racist slurs that he allegedly wrote when he was 16 surfaced. But [apparently his apology and explanation of what transpired was not enough to save his seat at Harvard.](#)"

ON THE STUMP

- **"Shannon Liss-Riordan receives first labor endorsements from six unions in her bid for U.S. Senate,"** from the Liss-Riordan campaign: "Shannon Liss-Riordan, Democrat running for the U.S. Senate, received the first labor endorsements of the 2020 campaign for U.S. Senate in Massachusetts. The endorsements come from members of the IBEW System Council T-6 which include IBEW Local 2222, IBEW Local 2321, IBEW Local 2322, IBEW Local 2323, IBEW Local 2324, and IBEW Local 2325."

DAY IN COURT

- **"Man who allegedly paid suspects in David Ortiz shooting is identified in court documents,"** by Maria Cramer, Aimee Ortiz, Travis Andersen and Jeremy C. Fox, **Boston Globe**: "Prosecutors in the Dominican Republic have identified the man who allegedly arranged to pay the people charged in the shooting of David Ortiz, the retired Red Sox legend who survived the attack in his native Santo Domingo earlier this month. New court documents said Alberto Miguel Rodríguez Mota planned to provide the money — [\\$7,800, according to authorities. Mota, who is not in custody, is charged with attempted murder.](#)"



WARREN REPORT

- **"Elizabeth Warren Is Completely Serious,"** by Emily Bazelon, **New York Times Magazine**: "The first time I met Elizabeth Warren, she had just come home from a walk with her husband and her dog at Fresh Pond, the reservoir near her house in Cambridge, Mass. It was a sunny day in February, a couple of weeks after Warren announced her candidacy for president, and she was wearing a navy North Face jacket and black sneakers [with, as usual, rimless glasses and small gold earrings. Her hair had drifted a bit out of place.](#)"

TRUMPACHUSETTS

- **"Impeachment question splits politicians,"** by Christian M. Wade, **Eagle-**

Tribune: "Sen. Elizabeth Warren is making the case for impeaching Republican President Donald Trump, even as she seeks the Democratic nomination to challenge his re-election next year. Warren, the first of a crowded field of Democratic presidential candidates to call for Trump's impeachment, doubled down on her position Wednesday following an ABC News interview in which Trump said [he would listen to an offer for information about a political opponent from a foreign government.](#)"

MARIJUANA IN MASSACHUSETTS

- **"'I've never experienced anything like this': Haverhill marijuana entrepreneur accuses neighbors of extortion," by Dan Adams, Boston Globe:** "A Haverhill marijuana entrepreneur is suing two local businessmen, saying their efforts to block her proposed downtown cannabis shop amount to extortion. Caroline Pineau, a longtime Haverhill resident who has operated a yoga studio in the city for more than eight years, signed a contract with local officials earlier this year to open a recreational marijuana store dubbed Stem at 124 Washington St., along the Merrimack River. But Stavros Dimakis, the owner of a deli across the street, along with Lloyd Jennings and Brad Brooks, the owners of [a building and restaurant adjacent to Pineau's proposed site.](#) [sued Pineau and the city in May.](#)"

MOULTON MATTERS

- **"Moulton says he'll still stand out, despite not being invited to debate," by Adam Sexton, WMUR:** "A Democratic presidential candidate who didn't qualify for the big debates next week campaigned Monday in New Hampshire and said he still plans to stand out. U.S. Rep. Seth Moulton, D-Mass., is one of three presidential candidates who didn't meet the Democratic National Committee criteria to make the debate stage, but [he said there's a lot of time on the campaign trail to show what no one can measure: leadership.](#)"

ABOVE THE FOLD

— [Herald](#): "TRASH TALK," "TRUMP VS. EVERYBODY," — [Globe](#): "Iran threatens to break nuclear deal limit," "Walsh, T in dustup over fare increases."

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And investing in new technologies to further prevent youth use.

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FROM THE 413

- **"MGM Springfield reports May revenue; still trailing pre-opening predictions,"** by Jim Kinney, Springfield Republican: "MGM Springfield reported gross gambling revenue in May of \$22.285 million, a 2.14 % increase from the \$21.8 million in gross gambling revenue the casino reported in April. The modest increase comes as the downtown Springfield casino launched new entertainment offerings designed to boost business. The \$21.8 million in gross gambling revenue in April had been a 15% decrease from March when the casino reported [\\$25.7 million in gross gaming revenue. But March 2019 was a month with five weekends.](#)"

- **"Springfield City Council approves \$450,000 for police brutality settlement,"** by Peter Goonan, Springfield Republican: "The City Council on Monday approved spending \$450,000 to resolve a police brutality case in which a jury previously ruled the city was "deliberately indifferent to the civil rights of its citizens." The payment to Lee Hutchins Sr. follows a successful

lawsuit in U.S. District Court in which he accused police of using excessive force during a domestic disturbance. The Boston jury awarded \$250,000 to Hutchins in February, [and he filed a subsequent claim for more than \\$200,000 in attorneys' fees and trial-related costs.](#)"

MAZEL! to ABC "'World News Tonight" anchor **David Muir**, who was honored with the 2019 Governors' Award, an Emmy, from the National Academy of Television Arts and Sciences New England chapter on Saturday in Boston.

TRANSITIONS - Erin D. Bradley was named executive director of the Massachusetts Women's Political Caucus.

HAPPY BELATED BIRTHDAY - to Here & Now digital producer **Jack Mitchell**, who celebrated Sunday. (h/t Serena McMahon).

DID THE HOME TEAM WIN? Yes! The **Red Sox** beat the Twins 2-0.

Want to make an impact? POLITICO Massachusetts has a variety of solutions available for partners looking to reach and activate the most influential people in the Bay State. Have a petition you want signed? A cause you're promoting? Seeking to increase brand awareness among this key audience? Share your message with our influential readers to foster engagement and drive action. Contact Jesse Shapiro to find out how: jshapiro@politico.com.

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BY **STEPHANIE MURRAY**

Presented by JUUL Labs

GOOD MORNING, MASSACHUSETTS.

FIRST IN PLAYBOOK: THE NEW HARVARD IOP FELLOWS — The Harvard Institute of Politics has announced its lineup of resident fellows for the fall 2019 semester, and the list includes a former senator, the outgoing vice president of Panama, a former White House aide and a seasoned political organizer.

"This group really speaks to the current interests and issues across parties and across sectors," Institute of Politics Director Mark Gearan told me yesterday. The fall 2019 fellows are:

- **LaTosha Brown**, co-founder of the Black Voters Matter Fund
- **Bob Cohn**, president of The Atlantic
- **Deesha Dyer**, White House Social Secretary under the Obama Administration and co-founder of beGirl.World
- **Jeff Flake**, former Arizona senator
- **Isabel Saint Malo**, outgoing vice president of the Republic of Panama and minister of foreign affairs
- **Alice Stewart**, CNN political commentator and communications director for Sen. Ted Cruz's 2016 presidential campaign

Each of the six fellows will live on campus this fall and lead issue-oriented study groups for students and hold office hours throughout the semester.

"I feel like I'm in the perfect storm. The timing is absolutely perfect. This course is going to happen in the fall, right on the eve of one of the most critical elections, I believe, in my lifetime," Brown, a political organizer, told me yesterday. "I'm at this really interesting intersection of being a woman and being a black woman and being a black woman from the south, and I think there's a particular perspective that I'm hoping to air."

Dyer, who served in the Obama administration will lead a session titled "Imposter to Impact" that will touch on how she felt like she did not belong at the White House because of her background, and how she pushed past that to make a difference. Dyer went back to college at age 28 and landed an internship in the White House, which led to a role in the administration.

"If you do drop out, you can go back, and you can go back at any age. You can reach different heights like the White House. That's why for me it's very important that I'm honest about my journey," Dyer told me.

SNEAK PEEK: WARREN ON NBC — Sen. Elizabeth Warren will tout her plan to wipe out student loan debt during an interview with NBC News correspondent Harry Smith that airs tonight. The interview is part of the network's "My Big Ideas" series ahead of next week's debates. Smith has been speaking with the Democratic contenders about a single policy idea they are proposing in the 2020 race.

"I'm Elizabeth Warren and I want to cancel student loan debt and provide for universal free college," Warren says during the interview, which airs during "NBC Nightly News with Lester Holt" at 6:30 p.m.

Have a tip, story, suggestion, birthday, anniversary, new job, or any other nugget for the Playbook? Get in touch: smurray@politico.com.

TODAY — Gov. Charlie Baker speaks to the Cambridge Chamber of Commerce. Lt. Gov. Karyn Polito attends a Comcast Leaders & Achievers Scholarship Program luncheon. Polito attends the opening of Logan Airport's Terminal B Great Hall. Boston Mayor Marty Walsh attends the One Congress

groundbreaking. Presidential candidate **Pete Buttigieg** holds a fundraiser in Boston. **Attorney General Maura Healey** testifies on a same-day voter registration bill before the Joint Committee on Election Laws.

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DATELINE BEACON HILL

- **"Baker headlines fundraiser for GOP minority leader," by Michael P. Norton, State House News Service:** "House Minority Leader Brad Jones, who has led the super-minority House Republican caucus since Tom Finneran was speaker, will have a special guest at his Lynnfield fundraiser Thursday night. Gov. Charlie Baker is listed as the headliner, according to the event invite, which suggests donations ranging from a \$100 "bronze sponsor" to a \$1,000 "platinum sponsor." [The fundraiser on Sevinor Road is being co-chaired by Ralph and Stacey Sevinor.](#)"

- **"Massachusetts House votes to let farmers grow hemp on agricultural land," by Shira Schoenberg, Springfield Republican:** "The Massachusetts House on Wednesday voted to allow farmers to grow hemp on land designated as agricultural. If the bill is signed into law, it could vastly expand the amount of land that can be used to grow hemp in the state. "This simple bill will have boundless opportunities for farmers from the Berkshires to Cape Cod and everywhere in between," said Rep. William "Smitty" Pignatelli, D-Lenox, who sponsored the bill. Pignatelli called it "another tool of economic [vitality to keep farms alive.](#)" [The bill was passed unanimously with little public debate, 152-0.](#)"

- **RELATED: "Restrictive Massachusetts guidelines on selling CBD products worry hemp farmers," by Shira Schoenberg, Springfield Republican:** "Massachusetts lawmakers are taking steps to make it easier for farmers to grow hemp, which was legalized in Massachusetts in 2016 and federally in 2018. But at the same time, the state agency charged with

regulating agriculture put out new guidelines that could severely limit the size of the state's hemp market by banning the sale of certain products. Farmers, retailers and [manufacturers said the new rules could make it impossible for small farmers to enter the hemp industry.](#)"

- **"LAWMAKERS START TALKS ON FINAL HANDS-FREE BILL,"** by Chris Lisinski, **State House News Service:** "As a handful of lawmakers began efforts Wednesday to resolve differences in hands-free driving safety bills passed by the House and Senate, they papered over past failures to get similar legislation over the finish line. Rep. William Straus, House chair of the Joint Committee on Transportation, described the "legislative history" of the push — branches advancing bills but never agreeing on a final bill — as "secondary at this point" now that conference committee negotiators face the task of producing compromise legislation to [effectively ban the use of cellphones and other handheld electronic devices behind the wheel.](#)"

- **"Baker Wants To Hike Property Tax To Fight Climate Change. Others Say It Should Help Housing Crisis,"** by Simón Rios, **WBUR:** "Gov. Charlie Baker wants to increase the tax paid when selling property by 50% and use the money to combat climate change, but some advocates say it should be used to build affordable housing. The deed excise tax already exists in Massachusetts. Sellers are responsible for paying \$4 on every \$1,000 grossed. So, for a \$500,000 home sale, that amounts to a \$2,000 tax. Baker's plan would increase that to \$3,000. It's estimated that more than \$100 million would be raised from the tax. Under Baker's plan, the money would finance investments in climate adaptation — [not only on public property, but the state would also have the flexibility to invest in private property.](#)"

- **"CAMBRIDGE REP OFFERS "HOUSING FOR ALL" PACKAGE,"** by Chris Lisinski, **State House News Service:** "Rep. Mike Connolly has offered a preview of what House progressives may push for if and when the House finally puts a housing production bill on the floor for debate. Gov. Charlie Baker and others have been calling for months on the Legislature to make it easier for zoning changes to pass at the local level as a way to help an increasingly strained housing market, but [critics of his approach say it fails to address the major problem of housing affordability.](#)"

POLITICO's The Agenda: The New Moon Race issue, presented by Leidos, has landed. America is heading back to the moon, but so is everyone else. This special report brings together POLITICO's growing space expertise with pivotal industry players, [including NASA chief Jim Bridenstine](#), to explore the stakes of the new moon race. [Read the full issue now.](#)

FROM THE HUB

- **"With Opening Day Looming, Everett Casino Execs Say They're Ready For Traffic — Probably,"** by Isaiah Thompson, WGBH News: "With the Encore Boston Harbor casino set to open on Sunday, casino executives and city officials briefed the press on Wednesday with preparations for what's expected to be an onslaught of traffic for opening day, and going forward. Traffic has been a major concern for nearby residents and local leaders. The casino is sited between two already-notorious traffic snarls — Wellington Circle in Everett, and Sullivan Square, just across the Mystic River in Somerville. Encore officials have [said the casino could bring more than 1,000 extra cars per hour to nearby roadways at peak times.](#)"

- **RELATED: "You could even swim in the Mystic at Encore,"** by Bruce Mohl, CommonWealth Magazine: "ADD SWIMMING TO THE LIST of ways you can get to the Encore Boston Harbor casino in Everett. After a massive \$70 million cleanup effort by Wynn Resorts, Everett Mayor Carlo DeMaria said the Mystic River in the area of the casino is now rated clean enough to swim in. "That's never happened in the life of this property," he said. Actually, the quality of the water in the Mystic River has been pretty good for years. The water quality received an EPA grade of A-minus [in 2015, 2016, and 2017. The rating for 2018 is due out next week, and isn't expected to change.](#)"

- **"In 'hypergrowth' mode, DraftKings is expanding again in Boston,"** by Catherine Carlock, Boston Business Journal: " Less than three months after moving into its new 105,000-square-foot headquarters in Boston's Back Bay, online fantasy sports betting company DraftKings Inc. is expanding again. DraftKings has signed a five-year lease for 100 desk spaces at Studio, a new flexible co-working space at 125 High St. developed by Tishman Speyer. DraftKings had moved from its former headquarters at 125 Summer St. to its new headquarters at [500 Boylston St./222 Berkeley St. in March. The Back Bay](#)

[office is double the size of the company's former home.](#)"

- **"Road To Closure," by Molly Boigon, WGBH News:** "The closures are a controversial part of BuildBPS, Mayor Marty Walsh's \$1 billion facilities master plan. School committee members, who are appointed by the mayor, approved the school closures with five yes votes and one abstention. The two schools live in the West Roxbury Education Complex, or WREC, a '70s-era building [on the VFW Parkway, that the district plans to demolish once the halls and classrooms are empty.](#)"

- **"Boston exam schools and their admission standards are again the focus of controversy," by James Vaznis, Boston Globe:** "Incoming Boston Public Schools Superintendent Brenda Cassellius could soon find herself ensnared in a legal dispute over one of the most polarizing debates in the school system: Whether to change admission requirements to Boston Latin and other exam schools in an effort to increase student diversity. Cassellius, who begins July 1, was pulled into the dispute Wednesday after the Lawyers for Civil Rights and the NAACP sent a letter to her, Mayor Martin J. Walsh, and the School Committee that asked them to overhaul the admission requirements to the city's three exam schools, which exclusively rely on students' grade point [averages and performance on a standardized test to determine admission to elite private schools.](#)"

- **"Parents questioning BPS decision-making process," by Yawu Miller, Bay State Banner:** "In one of the more dramatic moments in recent memory at a Boston School Committee meeting, Chairman Michael Loconto locked horns with parent activist Maria Cristina Blanco as the latter attempted to deliver testimony over the committee's two-minute time limit. Loconto summoned a security guard to [prepare to remove Blanco from the School Committee chamber before she ended her testimony.](#)"

- **"Man accused of voting in Massachusetts and New Hampshire," Associated Press:** "A New Hampshire man has been accused of voting in the state and in Massachusetts during the November 2016 general election. Deputy Attorney General Jane Young says 80-year-old Charles Cartier Jr. was arrested Wednesday and charged [with knowingly casting ballots in both Madison, New Hampshire, and Attleboro, Massachusetts.](#)"

- **"After Racist Incident, MFA Opens Its Doors To Change," by Phillip Martin, WGBH News:** "Boston's Museum of Fine Arts, with a collection of 450,000 works, is the fifth largest museum in the United States and is rated as one of the country's best institutions of culture. Despite that, large numbers of black and brown Bostonians from neighborhoods just miles away have never been there. The massive edifice on Huntington Avenue, for some, is a source of intimidation; a reminder, according to a group of black [students from the Helen Y. Davis Leadership Academy in Dorchester, of where they are not welcome.](#)"

- **"Agassiz descendants put pressure on Harvard to give up slave photos," by Deirdre Fernandes, Boston Globe:** "A Connecticut woman suing Harvard University over slave images that she says belong to her family has gained support from an unlikely corner: the descendants of the professor and controversial scientist who commissioned the pre-Civil War daguerreotypes. More than 40 descendants of Louis Agassiz have signed an open letter to Harvard's president and trustees urging them to relinquish the images to Tamara Lanier, who traces her lineage to the slaves. Lanier filed a lawsuit against Harvard in March, alleging that the university has capitalized on what are believed to be the oldest images of American slaves. The daguerreotypes of a South Carolina slave named Renty [and his daughter Delia were taken for Agassiz to bolster his theory of white biological superiority.](#)"

- **"Earlier trash pickup riles Beacon Hill residents worried about rats," by Sean Philip Cotter, Boston Herald:** "Frustrated Beacon Hill residents said they fear the city's earlier trash pickup is a "huge step backward" that will lead to more rats. "Once the rats start growing and scurrying, there's no putting it back," Beacon Hill resident Nancy Serveni said. "It's an unbelievable health and quality of life issue." She was one of the 40 or so people who turned out to a Beacon Hill Civic Association town hall meeting about the upcoming move to start trash collection at 6 a.m. rather than 7 a.m. — [a change some say will cause more people to put out trash overnight, drawing rats and scavengers.](#)"

THE OPINION PAGES

- **"States Are Right to Pursue Big Opioid Maker," by Gov. Charlie Baker and Attorney General Maura Healey, Wall Street Journal:** "As governor and attorney general of Massachusetts, a state that is suing Purdue Pharma, we

couldn't let Chairman Steve Miller's "Litigation Won't Solve the Opioid Crisis" (op-ed, May 28) go unanswered. Massachusetts has been grappling with an opioid epidemic that has killed thousands of residents and changed the lives of thousands more. We [have taken a robust, bipartisan approach to tackling the epidemic and are seeing positive results.](#)"

- **"Municipalities need a seat on the T," by Boston City Councilor Michelle Wu, Boston Globe:** "As shocking as it was to see two MBTA derailments in the span of a week, the aftermath of yet another major failure of our public transit system has felt all too familiar. An angry region struggles to adjust as traffic thickens with commuters abandoning public transportation, and riders who can't afford alternatives are punished with ongoing delays and impending fare hikes. To reverse the decline of our public transit system and end the transportation [disparities that divide our city and region, we must channel calls for change into changed governance.](#)"



TRUMPACHUSETTS

- **"Law Schools See 'Trump Effect,' With More Students Studying Immigration Law," by Shannon Dooling, WBUR:** "Local law school instructors said there's been a rise in the number of students studying immigration law in response to President Trump's aggressive stance on immigration enforcement. The increased interest started with the president's travel ban, which came down on Jan. 27, 2017, stranding travelers and creating chaos that lasted weeks in airports across the country. [In Boston, protesters, journalists, politicians and lawyers flooded Logan Airport's international terminal.](#)"

ON THE STUMP

- **"Boston Teachers Union Endorses Brandon Bowser for Boston City Council in District 9," from the Bowser campaign:** " Brandon Bowser, candidate for Boston City Council in District 9, today welcomed the endorsement of the Boston Teachers Union. "I'm very excited to have the support of 10,000+ teachers, support staff, and retirees representing 50,000+

students," said Bowser."

DAY IN COURT

- **"David Ortiz was not the intended target in shooting, Dominican Republic officials say," by Danny McDonald, David Abel and Aimee Ortiz, Boston Globe:** "The country's top prosecutor announced Wednesday that retired Red Sox star David Ortiz was not the intended target of an attempted contract killing at a nightclub here earlier this month but was mistaken for a man who was sitting at the same table in similar clothing. At an evening news conference, Attorney General Jean Alain Rodriguez identified the man who more than a dozen people had plotted to kill as [Sixto David Fernández, a friend of Ortiz's who was at the Dial Bar and Lounge the evening of June 9.](#)"

WARREN REPORT

- **"Bernie slams Democrats' 'corporate wing' as it warms to Warren," by Quint Forgey, POLITICO:** "Bernie Sanders on Wednesday lashed out at the "corporate wing of the Democratic Party," seizing on a report that centrists in the party are coming around to Elizabeth Warren as a compromise nominee if the alternative is Sanders. "The cat is out of the bag. The corporate wing of the Democratic Party is publicly 'anybody but Bernie,'" Sanders wrote on Twitter, sharing a POLITICO story headlined: "Warren emerges as potential compromise nominee." "They know our progressive agenda of Medicare for All, breaking up big banks, [taking on drug companies and raising wages is the real threat to the billionaire class.](#)" Sanders added."

- **"Elizabeth Warren says she's open to the decriminalization of sex work," by Nik DeCosta-Klipa, Boston.com:** "Sen. Elizabeth Warren is weighing in on a burgeoning, if fringe, movement in progressive politics: The decriminalization of sex work. And she's not necessarily opposed to the idea. Washington Post reporter Dave Weigel asked Warren's presidential campaign about her position on the subject Wednesday, after the Massachusetts Democrat endorsed Tiffany Cabán, a candidate for district attorney in the [New York City borough of Queens, whose platform includes ending the prosecution of sex work.](#)"

- **"Warren: 'It's never OK to celebrate segregationists. Never,'" by Rachel**

Frazin, The Hill: "Sen. Elizabeth Warren (D-Mass.) on Wednesday criticized comments made by former Vice President Joe Biden about working with segregationist senators. "I'm not here to criticize other Democrats, but it's never OK to celebrate segregationists. Never," she said, according to tweets from several reporters. Biden has come under fire for [touting his work with two segregationist senators in the 1970s as an example of bygone 'civility.'](#)"

FROM THE DELEGATION

- **"Moulton, Trahan seek timely sewage spill notice," by Christian M. Wade, Eagle-Tribune:** "Congressional lawmakers are pressing for more timely public notice of sewage discharges into rivers, lakes and other bodies of water in Massachusetts and elsewhere. A proposal filed Wednesday in the U.S. House of Representatives by Reps. Seth Moulton, D-Salem and Lori Trahan, D-Westford, would require local governments anywhere in the country to notify the public within four hours of a sewage discharge from combined sewer overflows. The outfalls are part of decades-old [sewer and stormwater systems designed to spill when they are inundated, usually by heavy rain.](#)"

IT'S NOT EASY BEING GREEN

- **"Climate change prep will cost \$18B," by Christian M. Wade, The Salem News:** "Massachusetts will have to spend more than \$18 billion to fortify its coastline against rising seas and monster storms fueled by a changing climate, according to a new report. The report, compiled by the Washington, D.C.-based Center for Climate Integrity — a nonprofit that supports states and communities that sue polluters — estimates the state would have to spend that much over the next 20 years to fortify seawalls [and other barriers to defend against erosion, flooding and other impacts of a warming planet.](#)"

MARIJUANA IN MASSACHUSETTS

- **"Galvin warns marijuana companies, investors over illegal offerings," by Dan Adams, Boston Globe:** "Buyer — and seller — beware. Massachusetts Secretary of State William Galvin is warning marijuana companies and their investors to follow Massachusetts securities rules or risk getting busted in a new "sweep" of the emerging industry by regulators in his office on the hunt for fraudsters. Galvin's announcement Wednesday came as his office unveiled

charges against a Holyoke man and his former company, Positronic Farms, which allegedly sold [unregistered securities worth \\$1.3 million to dozens of investors in 2017 and 2018 before folding.](#)"

EYE ON 2020

- **"Jill Biden sidesteps Joe Biden's controversies in New Hampshire,"** by **Lisa Kashinsky, Boston Herald:** "Jill Biden is hitting back at Democratic criticism leveled against her husband, Joe Biden, for his bipartisan overtures to Republicans in his latest presidential bid. The former vice president and current Democratic front-runner has been slammed for touting compromise on the campaign trail, drawing criticism that he's naive and out of touch. But Jill Biden, campaigning on her husband's behalf in New Hampshire on Wednesday, said, 'He can break down silos; he can bring people together. And I know he's been criticized for saying [he would work with Republicans, but like, why not? To make things work, you have to work together.](#)'"

ABOVE THE FOLD

— **Herald:** "NOT THE TARGET," — **Globe:** "Exam schools pushed to change," "David Ortiz was not intended target in shooting, officials say."

FROM THE 413

- **"Now Playing 'Trading Places' Starring Richie Neal,"** by **Matt Szafranski, Western Mass Politics & Insight:** "United States Representative Richard Neal received another key nod last week when Speaker Nancy Pelosi tapped him to lead House Democrats' trade working group. On its face, the appointment was not surprising. The committee Neal chairs, Ways & Means, has exclusive jurisdiction over trade. [However, this role ensures he right be in the middle of an issue particularly dear to Donald Trump.](#)"

- **SHOT: "Former Music Venue Workers Say Labor Laws Routinely Violated,"** by **Ellery Berenger, NEPR:** "Former employees of prominent western Massachusetts music venues are coming forward with claims of wage theft and intimidation. Since buying Northampton's Iron Horse Music Hall in 1995, Eric Suher has built a live music enterprise in the region. His five venues are known collectively as the Iron Horse Entertainment Group, or IHEG. Some

of the big names who have crossed IHEG stages have publicly criticized conditions at Suher's venues. Public officials have also fought with Suher over liquor licenses he kept for years on vacant [properties. But new complaints from former employees suggest a pattern of labor law violations.](#)"

- **CHASER: "AG's office to look into allegations against Iron Horse owner," by Jacquelyn Voghel, Daily Hampshire Gazette:** "The state attorney general's office will look further into allegations of labor law violations leveled this week against Iron Horse Entertainment Group owner Eric Suher, a spokeswoman said Wednesday. The office has not received complaints against IHEG, but workers who believe their rights have been violated should [contact the office's Fair Labor Division, said the spokeswoman, who declined to be identified.](#)"

New Directory Available: The new States Directory makes it easy for Pros to identify and contact state-level influencers - like state legislatures, legislative staff, state executives, and state agency officials. [Visit Directories.](#)

THE LOCAL ANGLE

- **"Confused About The Weymouth Compressor? Here's What You Need To Know," by Miriam Wasser, WBUR:** "For the last few years, a coalition of South Shore towns and local activists have worked to block the construction of a natural gas compressor station in North Weymouth. The project involves multiple permits and court [cases at the state and federal level, making it hard for even the most avid news consumer to follow.](#)"

- **"Riders' patience wearing thin as Red Line delays continue," by Shaun Robinson, Patriot Ledger:** "To get to her weekly doctor's appointment in Quincy on time, Linda Colon says she now has to leave her home in East Boston 3 hours before it starts. Florence Cristiani has a relatively short commute, from the Quincy Center MBTA station to Andrew Square in South Boston, but she now gives herself more than an hour to travel the four-stop trip down the Red Line. Cristiani said taking the Red Line this week has been "terrible." Colon said it's been "horrible." And for Catherine Hayward, of Quincy, getting to work at Logan Airport has been "crazy." More than a week

after an MBTA Red Line train derailed near a station in Dorchester — bringing the line to a standstill and throwing the commutes of thousands of people into chaos — passengers continue to face long delays and unanswered questions [about how the derailment happened, why delays continue and when service will get back to normal.](#)"

MEDIA MATTERS

- "A Newspaper Bucks Layoff Trend, And Hopes Readers Respond," by **Alexandra Olson, Associated Press:** "These days, the news about local news seems relentlessly bad: Newsroom employment, down by nearly half over the past 15 years. Waves of layoffs continuing to hit both traditional newspaper chains and digital news startups. Cities and towns so denuded of coverage that they're described as "news deserts." But then, there's The Berkshire Eagle. The western Massachusetts daily has an expanded investigative team. There's a new 12-page lifestyle section for the Eagle's Sunday editions. There's a new monthly magazine focusing on the area's culinary and natural charms. There's an advisory board that includes cellist Yo-Yo Ma and Pulitzer-winning writer Elizabeth Kolbert. [The newspaper is wider, its paper thicker. There's even a second daily crossword puzzle.](#)"

- **Erica Thompson** is now deputy editor at Talking Biz News. She is an alum of The Boston Globe, Boston.com, 27east.com (The Southampton Press on Long Island) and the N.Y. Daily News.

TRANSITIONS - **Rich Thuma** joins Montana Gov. Steve Bullock's presidential campaign as New Hampshire state director. [WMUR.](#)

HAPPY BIRTHDAY - to **Tom Tripicco**; **Sydney Asbury**, principal of DNM Solutions; and **Anastasia Nicolaou**, government affairs associate at NAIOP.

DID THE HOME TEAM WIN? Yes! The **Red Sox** beat the Twins 9-4.

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drive action. Contact Jesse Shapiro to find out how: jshapiro@politico.com.

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BY STEPHANIE MURRAY

GOOD MORNING, MASSACHUSETTS. I hope you had a great Veterans Day weekend. Thank you to those who have served.

TRUMP INVESTIGATIONS ON THE BRAIN — High-ranking House Democrats had one message for President Donald Trump on the Sunday morning shows: We're coming for you.

Now that Democrats hold the House majority in the next Congress, talk of impeachment is in the air and incoming committee chairs say investigating the president is among their top priorities. Maryland Rep. Elijah Cummings, incoming chairman of the House Oversight Committee, said on ABC he wants to look into whether Trump is acting in his own interests rather than those of the American people. New York Rep. Jerry Nadler told CNN his first moves as House Judiciary Committee chairman are to protect the Mueller investigation and look into Trump's shakeup in the attorney general's office. Rep. Nancy Pelosi, confident she'll be elected Speaker, told [The Atlantic](#) transgressions special counsel Robert Mueller doesn't find worthy of an indictment could be worthy of impeachment.

And as longtime Massachusetts Rep. Richard Neal prepares to take his likely role as head of the House Ways and Means Committee, he told reporters last week the committee has its eye on the president's tax returns. Neal is among the members of the upcoming Congress who were in office during one of the memorable investigations into a president in modern American history — Neal is one of some [100 lawmakers](#) who were on Capitol Hill during the Clinton impeachment proceedings and now for the Trump era.

Neal slammed the impeachment proceedings against President Bill Clinton on the House floor in December 1998, and his message decrying partisanship and

party-line votes is similar to what we hear today from Republicans.

"What we have seen in this Congress really is the occurrence of 2 things: One, the rise of the Intimidator Caucus on the Republican side where they have intimidated moderate Republicans into voting for this impeachment proceeding," Neal said in 1998. "Secondly, we ask ourselves tonight, whatever happened to moderate Republicans?"

At that time, it was fresh off the 1998 midterms and Republicans had a narrow majority but failed to pick up any seats in the House — the first time since 1934 that a non-presidential party hadn't gained seats in a midterm year. Many saw the election as a referendum on the West Wing as the Lewinsky scandal drove headlines. For a video of Neal's speech, he starts at the [10:15:57](#) mark.

Have a tip, story, suggestion, birthday, anniversary, new job, or any other nugget for the Playbook? Get in touch: smurray@politico.com.

TODAY — The **State House** is closed in observance of Veterans Day.

DATELINE BEACON HILL

- **"Baker shows a Republican can do well in cities," by Rich Parr and Steve Koczela, Commonwealth Magazine:** "ON HIS WAY to a landslide victory this week, Charlie Baker did something unusual for a Republican these days. He won urban areas, pulling 55 percent in the state's 20 largest cities and towns, according to unofficial returns from the AP. This is not normal fare for our politics here in Massachusetts, [or really anywhere these days](#)."

- **"SENATE CHAMBER PIECES BEING PUT BACK TOGETHER," by Sam Doran, State House News Service:** "As work wraps up on the 190th legislative session, contractors are putting the finishing touches on a structurally renovated and cosmetically redecorated Senate Chamber. Senators' desks, which will be aligned in a crescent array under the central dome, were hoisted off moving trucks and hauled up the Grand Staircase to the [historic chamber last Thursday night](#)."

DATELINE MERRIMACK VALLEY

- **"Residents driven from homes assail Columbia Gas," by Alexi Cohan, Boston Herald:** "In town halls one disgruntled and displaced resident called a 'media stunt,' confusion, inconsistency and lack of communication were complaints leveled against Columbia Gas executives at open houses in [Andover, North Andover and Lawrence yesterday.](#)"

FROM THE HUB

- **"County commissioner, Quincy official avoid charges at confidential court hearings," by Todd Wallack and Nicole Dungca, Boston Globe:** "A Plymouth county commissioner and a high-ranking Quincy city employee quietly avoided criminal charges sought by police in secret court hearings over the past several months, the Globe has learned. The county commissioner was accused of slugging a patron at an Elks Lodge in Quincy so hard that the victim ultimately went to the hospital for observation. The Quincy engineering manager allegedly drove recklessly at a construction site, defied orders of a MBTA Transit police officer, and, according to the police report, declared he was on [urgent business for the mayor.](#)"

- **"At UMass Boston, dorms not yet a home away from home," by Laura Krantz, Boston Globe:** "The freshmen who moved into UMass Boston's first-ever dormitory on Labor Day made history, helping to turn the campus into something more than a commuter school. But two months into the school year, the dorm — two gleaming structures by the waterfront on Columbia Point, housing 1,077 students — is turning out to be more like the [Tower of Tribulations than the Taj Mahal.](#)"

- **"Union boss who defended troopers faces his own fraud investigation," by Andrea Estes, Boston Globe:** "As State Police trooper after trooper filed into court this year to face fraud or misconduct charges, they've had one staunch defender on their side. Passionate, profane, and often pugnacious, longtime union boss Dana Pullman has downplayed trooper wrongdoing, chiding politicians and blaming State Police officials for [fostering a culture of corruption.](#)"

- **"Protestors reenact slave auction to demand name change for Faneuil Hall," by Felicia Gans, Boston Globe:** "The rain and biting wind had just paused early Saturday afternoon as Kevin Peterson — standing chained and

barefoot on the wet pavement outside Faneuil Hall, head bowed — was auctioned off to a slave owner for 80 pounds. ... The reenactment was a piece of a larger rally, organized by social justice organizations in an effort to speak out against racism in Boston and encourage the city to change the name of Faneuil Hall, named for Peter Faneuil, [a colonial slave owner](#)."

- **"Watertown's athenahealth to be bought by New York financial firms, report says," by Andy Rosen, Boston Globe:** "Athenahealth, the Watertown health care software company, has agreed to a \$5.5 billion buyout offer from a pair of New York financial firms, Veritas Capital and Elliott Management, according to a news report. The company has faced more than a year of [uncertainty leading up to the decision](#)."

EYE ON 2020

- **"AFTER TRUMP," by Jeffrey Toobin, The New Yorker:** "On Election Night last week, Deval Patrick, the former governor of Massachusetts, went out to dinner with his wife, Diane, near their apartment, in Boston's Back Bay. They propped up their iPads on the table, trying to synchronize their schedules [after a hectic couple of months](#)."

WARREN REPORT

- **"Baker And Warren Are Popular Among Almost All Demographics In Mass." by Maeve Duggan, WBUR:** "Gov. Charlie Baker, a Republican, and Sen. Elizabeth Warren, a Democrat, both won their elections this year by large margins. The standout success of both a Republican and Democrat for statewide office means that many voters supported both Baker and Warren. We don't know to the person who these voters are, but exit polling gives a [sense of their demographics](#)."

FROM THE DELEGATION

- **"After The Midterms, Massachusetts Women May Take New Policies To Public Office," by Sharon Brody and Hanna Chanatry, WBUR:** "The 2018 midterms saw Massachusetts' voters electing a record number of women into public office, including the first woman of color in the state's congressional delegation. Massachusetts now has four women in Congress, and 28.5 percent

of the state legislature [is comprised of women.](#)"

- **"Senator Urges Trump to Ease Ban on Aid Workers Traveling to North Korea,"** by Edward Wong, **New York Times**: "A Democratic senator has urged President Trump to allow American humanitarian aid workers into North Korea, despite a recent ban on travel to what officials consider a hostile nuclear state but also one of the [world's poorest nations.](#)"

- **"McGovern: I'll let House debate marijuana reform,"** by Dan Adams, **Boston Globe**: "The pot-law logjam created by Sessions is about to break. Not only did Sessions lose his seat on Election Day to Democrat and former NFL player Colin Allred, but following the Democratic takeover of the House, Representative Jim McGovern of Massachusetts will soon assume control of the [Rules Committee.](#)"

MOULTON MATTERS

- **"CONGRESSMAN SETH MOULTON PAYS TRIBUTE TO MILITARY VETERANS IN MARBLEHEAD,"** by Bella DiGrazia, **Daily Item**: "Emotions were raw as Congressman Seth Moulton brought his Veterans Town Hall back to where it all began Saturday at Abbot Hall. ... The event is a way to provide a safe platform for veterans to share their stories. Moulton first brought it to Marblehead's Abbot Hall in 2015, after the idea was conceived by author Sebastian Junger, [according to Moulton's website.](#)"

BEHIND THE TOFU CURTAIN

- **"As Northampton shop preps for Massachusetts' retail marijuana launch, it's also planning for the traffic that comes with it,"** by Lucas Ropek, **MassLive.com**: "As NETA prepares to become one of the first retail marijuana dispensaries in Massachusetts, the Conz Street business says it is collaborating with local officials to mitigate the expected traffic influx [that will come with opening.](#)"

ABOVE THE FOLD

— [Herald](#): "UNSPOKEN BOND" — [Globe](#): "Rhode Island bets on sports gambling," "Ex-boss of troopers union faces scrutiny."

SOMETHING TO KEEP AN EYE ON

- **"Legal sports betting will begin in R.I. casinos later this month," by Andy Rosen, Boston Globe:** "It's a far cry from Vegas, the humble betting window under construction on the grandstand of the Twin River Casino's former horse- and dog-racing track. But in New England's first experiment with sports betting, fans will be able to place legal wagers on their favorite teams here by the [end of Thanksgiving week](#)."

THE LOCAL ANGLE

- **"A century later, local World War I hero honored," by Brian MacQuarrie, Boston Globe:** "Sergeant Simeon Nickerson, a shoe-factory worker from Middleborough, crouched in the woods 60 miles east of Paris as German bullets crackled all around Company D of the 101st Infantry Regiment. The day was July 23, 1918, and the company was pinned down in an Allied offensive during World War I, unable to detect the location of the [enemy's machine-gun nest](#)."

"Married again — and this time, no bridesmaids got scammed," by Lucas Phillips, Boston Globe: "Ashley Veilleux hasn't quite made up her mind about when she'll celebrate her anniversary. For now, she's just glad she's officially married. On Saturday night, she and now-husband David Mellen reknotted the knot in their second beachside Cape Cod wedding, after their first officiant turned out to have a lengthy rap sheet but [no license to marry in Massachusetts](#)."

- **"Green jobs growing across Central Mass." by Paula J. Owen, Telegram & Gazette:** "Most people wouldn't think of driving a tractor-trailer as a green job, but when it is transporting recycled material, it falls into that category, along with other nontraditional green jobs, as the [sector continues to expand](#)."

SPOTTED - En route to freshmen orientation in Washington, D.C. ... Congresswoman-elect **Ayanna Pressley**. [Tweet](#).

TRANSITIONS - **Jenn Abelson**, a writer for the Boston Globe's Spotlight Team, [is joining](#) the Washington Post's Investigative Unit.

HAPPY BIRTHDAY - to former Senate President **Stan Rosenberg**, Seekonk state Rep. **Steven Howitt**, Berkshire Eagle reporter **Haven Orecchio Egresitz**, and MassINC alum **Winthrop Roosevelt**.

HAPPY BELATED BIRTHDAY - to Lt. Gov. **Karyn Polito** and CK Strategies founder **Chris Keohan**, who celebrated Sunday, and to Saturday birthday-ers MassINC Polling Group president **Steve Koczela**, **Jason Wentworth**, CK Strategies VP of government and public affairs **Shawn Duhamel**, Massachusetts State Lottery analyst **David O'Reilly**, **Cindy Rowe**, chair of the Brookline Democratic Town Committee; and **Steve Hoffman**, Newton Democratic activist and deputy division chief in the AGs Office.

DID THE HOME TEAM WIN? Yes and no! The **Bruins** beat the Golden Knights 4-1. The Titans beat the **Patriots** 34-10. The Trail Blazers beat the **Celtics** 100-94.

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BY **STEPHANIE MURRAY**

Presented by JUUL Labs

GOOD MORNING, MASSACHUSETTS.

WALSH'S BIG MEETING — I sat down with Boston Mayor Marty Walsh ahead of his trip to the U.S. Conference of Mayors annual meeting in Hawaii later this week. We talked about what he'll focus on at the conference, his take on 2020 and his own political future, as other big city mayors use the job as a launchpad for higher office. Walsh is one of the USCM's trustees and serves on a substance abuse task force. The annual meeting was held in Boston last year. This interview was edited for length and clarity.

So you're going to Hawaii, but it's not for a vacation.

I'm going to the U.S. Conference of Mayors. I find the conference a very useful conference because it's a bipartisan group of mayors. We don't get caught up in the whole Democrats and Republicans battle of Washington, D.C. We talk about issues. When Trump came down in the beginning of his term, he did an executive order on immigrants, he said that climate change is not true. We stood up together as a group, basically supporting immigrants, saying climate change is real. We focus on the issues that make America better again. That's what I like about the group.

What's your big focus going to be while you're there this year?

Climate resiliency is a big one. It's going to be a main talking point. Housing, transportation and climate resilience. There will be some conversations around immigration as well. It runs the gambit, there's really not one focus, but it really is infrastructure, It's a way for us to shake the national government a

little bit to get some money down to cities and towns.

Are you feeling more or less optimistic about securing federal funding for infrastructure after your trip to Washington, D.C. with Gov. Charlie Baker?

Probably less hopeful. Not because of the trip. The trip was good, the intention of the trip when we went down there, there had been a meeting at the White House the week before. There was a 50/50 chance something would get done, assuming they could figure out a way to pay for it. I don't feel real optimistic about it today. I think we'll make another pitch at it, a lot of the mayors across America.

Will you talk about the MBTA when you're at the conference? You've broken with Baker recently over how to handle funding for the T.

I didn't break with him. I think I was very clear on the T, we need an investment now. It's about making the investment in the system. You really need money from all different sources. We have limited amounts of funding, meaning we can't do it all with the budget for the city of Boston, unless you took the whole \$3 billion budget and just put it toward transportation. The state can't do it alone, because we're trying to get education money up there, and money for housing and money for infrastructure, so we really do need support from the federal government.

A number of big city mayors have used this job as a launchpad to run for national office. Do you have any interest in doing that?

No, I don't think about that right now. That's been brought up a lot, and in the end that's a lot of speculation people like to throw on you. When I got elected as a state rep, people said you're going to be the mayor one day, you're gonna be the governor one day. I don't know what's next.

Well, they were right about that one.

They were right, the mayor was right. There's still a lot. Right now it's way too early to think that way. I still have two-and-a-half years left of my term here as mayor, there's still a lot of work that needs to be done. I really haven't given much thought to what the next move is, if there's another move. Meaning, do I

go for reelection, do I think about something else? I really haven't thought about that. My main focus right now is really on being the best person I can be to represent Boston on all the issues that are important. I'm not really focused on it today. I learned very early on in my career if you start wanting to jump to the next step it takes you off the job.

Do you think you'll endorse a candidate for president after the debates?

I'm actually looking forward to the debates because there are other people running. Congressman Tim Ryan was here the other day, he was in Boston so he stopped by. We talked about the race, we talked about the need for stability in the White House.

When you get on a stage like that American people get a chance to take an inside look at who you are and what you're about. It'll be interesting to see what kind of chord is hit over two nights. We'll get a feel, somebody not expecting to catch fire might suddenly catch fire. Mayor Pete [Buttigieg], people like what he's talking about, and that's why he's catching fire. He's also hitting "Face the Nation" and all the TV shows that you need to hit. I think when you're on a debate stage with a broader audience, I think people will tune in. I don't know when my decision will come. It'll come at some point.

What's your take on Joe Biden's [comments](#) about working with segregationists in the Senate, despite disagreeing with them?

I read every article, and there's so many different articles and spin and takes on what people are saying. I have not talked to Joe about it, I've not talked to Elizabeth Warren about certain things, I have not talked to Kamala Harris about certain things. Everyday there are 20 articles about the main candidates and they are all over the place.

Have a tip, story, suggestion, birthday, anniversary, new job, or any other nugget for the Playbook? Get in touch: smurray@politico.com.

TODAY — Gov. Charlie Baker and Rep. Stephen Lynch attend a ceremony for The Watson apartments in Quincy. Baker meets with Senate President Karen Spilka and House Speaker Robert DeLeo. Lt. Gov. Karyn Polito attends an event in Clinton. Attorney General Maura Healey is a guest on

"Boston Public Radio." State **Sen. Jason Lewis**, state **Rep. Alice Peish** and Secretary of Education **James Peyser** speak at an education funding forum hosted by the Kennedy Institute.

A message from JUUL Labs:

Youth vaping is a problem. We're taking action. No youth or non-nicotine user should ever try JUUL products. We've taken a series of actions to greatly reduce youth use of tobacco products, including our own. Learn more about our youth prevention efforts: [JUUL.com/youth-prevention](https://juul.com/youth-prevention)

DATELINE BEACON HILL

- "5 Issues To Watch On Beacon Hill," by Mike Deehan, WGBH News:

"Beacon Hill lawmakers this week will attempt to avoid the legislative log jam that gummed up the works last year when the House and Senate failed to pass a compromise budget bill before the July 1 deadline. Leadership hopes that budget writers will deliver the spending bill on time so that energy can shift to several priorities this fall. After the budget is resolved, Beacon Hill may have the capacity to handle on big issue in July. August is typically a [sleepy month](#). [That means the period from Labor Day to Thanksgiving could be the busiest of the year](#)."

- "Mass GOP downplays rift rumors after competing fundraisers," by Mary Markos, Boston Herald: "Two Republican fundraisers booked for the same night raised questions among some members who saw it as indicative of a divide within the party, while others chalked it up to happenstance. A MassGOP fundraiser hosted by Chairman Jim Lyons in Andover on Thursday night coincided with Minority Leader Rep. Brad Jones' annual event in Lynnfield to raise money for his campaign committee. Instead of seizing what many Massachusetts Republicans agree is an opportunity with the "far left" pushing a progressive agenda, they continue to [operate like a "hen house"](#). [political consultant Chip Jones said, with this as their latest squabble](#)."

- "Lawmakers seek review of state flag," by Christian M. Wade, Eagle-Tribune: "The imagery on Massachusetts' state flag features a coat of arms designed nearly 240 years ago. While modified through the years, it still

features a Native American clutching a bow and arrow, with an arm above him holding a broadsword. Below is a motto, "Ense petit placidam sub libertate quietem," which translates roughly from Latin to, "By the sword we seek peace, but peace under liberty." The logo is used virtually everywhere in state government from Statehouse offices to state police cruisers to the governor's letterhead. Native American tribes say it is a symbol of the brutal suppression of the region's original inhabitants — the Wampanoag, Massachusett and Nipmuc — by [colonial governments that, like Confederate monuments in the South, should be removed.](#)"

FROM THE HUB

- **"Encore Boston Harbor casino opens its doors," by Joshua Miller and Mark Arsenault, Boston Globe:** "Greater Boston entered the casino era on Sunday with bursts of fireworks and a crush of patrons trading hundred-dollar bills for chips at the roulette wheel, eyeing their cards at the Texas hold 'em poker table, and pushing cash into whirring, glowing slot machines. Encore Boston Harbor, the \$2.6 billion hotel and casino on the Mystic River, is now open 24 hours a day, every day of the year. Sunday's grand opening marked a new chapter for a region founded, in part, by John Winthrop, who warned in 1630 against being seduced by "our pleasures and proffitts" — a place once known for banning [objectionable novels and plays and where less than 40 years ago most stores could not open on Sundays.](#)"

- **"At Boston high schools, 1,900 courses — but no process for evaluating their rigor," by James Vaznis, Boston Globe:** "Boston's approximately three dozen public high schools offer more than 1,900 courses, but the school system lacks a routine process for evaluating their rigor, resulting in courses with the same titles having wildly different syllabi, content, and quality, according to an internal School Department review. That holds true even for classes that the school system has identified as aligning with a set of courses prescribed by the state that aim to ensure college readiness. Consequently, the uneven quality creates confusion over whether transcripts [and grade point averages accurately reflect what students should know, the review found.](#)"



ON THE STUMP

- **"Progressive West Roxbury/Roslindale Endorses Julia Mejia for Boston City Council At-Large," from the Mejia campaign:** "Progressive West Roxbury/Roslindale, a chapter of Progressive Massachusetts, today announced their endorsement of Julia Mejia for Boston City Council At-Large. In last year's election, the group endorsed and volunteered their support to a roster of candidates who have already begun to shift the landscape of local politics and policies in the city of Boston, including the historical election of District Attorney Rachael Rollins."

POLITICO's The Agenda: The New Moon Race issue, presented by Leidos, has landed. America is heading back to the moon, but so is everyone else. This special report brings together POLITICO's growing space expertise with pivotal industry players, [including NASA chief Jim Bridenstine](#), to explore the stakes of the new moon race. [Read the full issue now.](#)

WARREN REPORT

- **"For a young Elizabeth Warren, 'a firecracker questioner,' debate was a ticket to another life," by Jess Bidgood and Liz Goodwin, Boston Globe:** "Fifty years later, now a presidential candidate instead of a lanky teenager in a homemade wool jumper, Warren is hoping to deliver another command performance in Miami Wednesday night, when she will squeeze on stage with nine other candidates for the first Democratic debate. Warren has been rising in the polls, and the debate is a chance for her to lock in her status as a top contender for the party's nomination. The televised smackdowns that shape politics today are dramatically different from the formal academic debate that Warren excelled at as a teenager. They are barely debates at all. But the skills she honed back then — particularly her ability to quickly and surgically deflate her opponents' arguments — [could serve her well on a crowded stage where every candidate will only get a few minutes to speak.](#)"

MOULTON MATTERS

- **"Who is Democratic presidential candidate Seth Moulton?" by Elizabeth**

Koh, Miami Herald: "He won't be on the Democratic debate stage Wednesday or Thursday night, but U.S. Rep. Seth Moulton of Massachusetts is still campaigning for president. The Harvard-educated Marine is among roughly two dozen major candidates seeking to challenge President Donald Trump in 2020, though the sophomore congressman, who announced [he was running in April, has yet to see his fledgling campaign gain traction in a crowded field.](#)"

ABOVE THE FOLD

— **Herald:** "BRATTON SCHOOLS ROLLINS" — **Globe:** "For nursing home, scarce staff, profits, "Casino opens to throngs ready to celebrate a new era."

A message from JUUL Labs:

We're combating the problem of underage vaping by:

Advocating for raising the legal age to purchase our products to 21+ nationwide.

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Shutting down our Facebook and Instagram accounts and working to remove inappropriate social media content generated by others on those platforms.

And investing in new technologies to further prevent youth use.

[JUUL.com/youth-prevention](https://juul.com/youth-prevention)

THE LOCAL ANGLE

- "Suburban schools in Worcester County tackle racism, gender diversity in 'sea of white,'" by Susan Spencer, Telegram & Gazette: "How do you talk

about race in a town that's overwhelmingly white? How do we deal with diversity when there is a small or unrecognized minority group? At many suburban high schools in Worcester County, more than 80% of the students are white, according to state Department of Elementary and Secondary Education profiles. That's far more than the 59% average statewide or the 29.6% average in Worcester schools. African American students make up less than 5% of the school population, half the state average, and representation of Hispanic [students is also only a fraction of the statewide average of 20.8% at most area suburban schools.](#)"

- **"Activists use art to draw attention to Weymouth compressor controversy," by Joe DiFazio, Patriot Ledger:** "Out of controversy comes creativity. It couldn't have been a more picture perfect day Sunday for organizers of Painting in the Park, an event at King's Park in Weymouth held by activists opposed to a proposed natural gas compressor station along the Fore River. Organizers said they wanted to promote the beauty of the park they fear would be destroyed by putting a compressor station next to it. Margaret Bellafiore, an art teacher from Weymouth who is also on the board of [Fore River Residents Against the Compressor Station \(FRRACS\)](#), said the event was [art activism.](#)"

- **"Losing money and struggling to find workers, a nursing home operator feels the squeeze," by Robert Weisman, Boston Globe:** "When five Skyline nursing homes shut their doors last month, Frank Romano came to the rescue. He accepted more than three dozen old and frail residents at a pair of nursing homes he owns here and in neighboring New Bedford. Now he's scrambling to find nurses to care for them, along with more kitchen, laundry, and maintenance workers. As he looks for help, he's struggling to operate the [properties profitably in a Massachusetts long-term care sector that's been losing money for years.](#)"

- **"Mayor to talk State of City," by Dustin Luca, The Salem News:** "When the mayor gives her State of the City address Monday, she'll discuss a zoning change that could provide a surge of rental housing across the city. City planners recently drafted a new set of proposed rules governing "accessory dwelling units", otherwise known as in-law apartments, in all residentially zoned parts of the city. These rules would remove many restrictions [on the apartments, essentially allowing them to be rented out like any other](#)

[apartment](#)."

TRANSITIONS - Meghan O'Sullivan, a professor at Harvard's Kennedy School and a Bush alum, will be North American chair for the Trilateral Commission.

SPOTTED: Outside the Provincetown home of prominent Democratic donor Bryan Rafanelli and partner Mark Walsh ... a "PETE-TOWN" flag. Presidential candidate Pete Buttigieg will hold a series of fundraisers on Cape Cod with Rafanelli over the Fourth of July holiday. [Pic](#).

WEEKEND WEDDING - Juanita Tolliver and Chris Leist tied the knot last night at a ceremony officiated by 90 West's **Harry Shipps**. The couple are Coakley alums - Tolliver is director of campaigns at the Center for American Progress Action Fund and Leist is senior manager of digital advertising at Mothership Strategies. The wedding was attended by **Sarah Groh**, chief of staff to Rep. Ayanna Pressley; **Kristina Bigdeli**, a Pressley and Coakley alum; Yes on 3 Executive Director **Kasey Suffradini**; **Beata Coloyan**, Pressley's political director; and **Missayr Boker**, deputy political director to Sen. Kamala Harris' presidential campaign. [Pic](#), [pic](#) and another [pic](#).

HAPPY BIRTHDAY - to Peter Cutrumbes, aide to state Rep. Tom Golden (h/t Kevin Roberts); former MassGOP chair **Kirsten Hughes**, **Roger Fisk**, principal at New Day Strategy, turns 52; **Thomas Doane Perry III**, **Jonathan Yuan**, an MPP candidate at Harvard Kennedy School; **Ed Palleschi**, undersecretary for the Office of Consumer Affairs and Business Regulation and **John Alvarez**, government affairs manager at New Balance and a Baker administration alum. (h/t Ed Cash)

MAZEL! to **Katharine Lusk**, who was promoted to codirector of Boston University's Initiative on Cities. [Link](#).

ALSO MAZEL! to the Norman Rockwell Museum in Stockbridge, which celebrates 50 years.

DID THE HOME TEAM WIN? No! The Blue Jays beat the Red Sox 6-1.

Want to make an impact? POLITICO Massachusetts has a variety of solutions available for partners looking to reach and activate the most influential

people in the Bay State. Have a petition you want signed? A cause you're promoting? Seeking to increase brand awareness among this key audience? Share your message with our influential readers to foster engagement and drive action. Contact Jesse Shapiro to find out how: jshapiro@politico.com.

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BY **STEPHANIE MURRAY**

Presented by JUUL Labs

GOOD MORNING, MASSACHUSETTS.

DEBATE NIGHT — It's finally debate night. Twenty of the Democrats running for president will go head-to-head tonight and tomorrow, after months of mostly cordial campaigning. While both Democratic hopefuls from Massachusetts are in Florida for the debates, only one Bay State candidate will be on stage tonight.

As Sen. Elizabeth Warren climbs in the polls, tonight's event is a chance for her to give voters an idea of how she'd perform on a debate stage against President Donald Trump — if she were to make it to the general election. Warren drew a large crowd to her pre-debate town hall in Miami yesterday, too.

"In the back of Democrats' minds is 'Who is going to stand on that stage with Trump?'" New Hampshire Institute of Politics Executive Director Neil Levesque told me yesterday. "Trump decimated a whole series of very talented Republicans four years ago. Who's going to be able to stand on that stage with him and take him on and win? I think that's the jump ball at this point."

As Warren gears up for the debate, Rep. Seth Moulton will also be in Miami, despite failing to meet the qualifications set by the Democratic National Committee to make the event.

Watch for Moulton to play up his position as an underdog in the Democratic contest, and embrace being iced out of the two-day debate event. Moulton's team announced six interviews, an invitation-only media availability and a

Florida Democratic Party reception planned over next 48 hours. Moulton will run his first [campaign ads](#) during the debate in early voting states including New Hampshire, and plans to post his reactions to the debates on social media. But Levesque is skeptical that Moulton's media blitz will make much of a difference to New Hampshire primary voters, especially since other groups are [planning debate ads](#) as well.

"The other candidates might decide they want to run an ad , too. But with 20 candidates, even over the course of two nights, the challenge for any of these people is 'How do I get some recognition here from the voters?'" Levesque said.

Have a tip, story, suggestion, birthday, anniversary, new job, or any other nugget for the Playbook? Get in touch: smurray@politico.com.

TODAY — Gov. Charlie Baker speaks at the RenewableUK Global Offshore Wind Conference in London, then discusses offshore wind with MHI Vestas. **Baker and First Lady Lauren Baker** attend a reception for the Home Base International Thought Leader Summit on the Invisible Wounds. **Acting Gov. Karyn Polito** chairs a weekly meeting of the Governor's Council.

Gil Kerlikowske, former Commissioner of U.S. Customs and Border Protection, is a guest on "Greater Boston." **State Rep. Tami Gouveia** and **state Sen. Jo Comerford** host a panel on developing a net zero stretch energy code. **State Sen. Adam Hinds** is in Washington, D.C. for the National Conference of State Legislatures Budget & Tax Academy. **Attorney General Maura Healey** and **state Rep. Sal DiDomenico** attend a press conference on misclassification and payroll fraud.

A message from JUUL Labs:

Youth vaping is a problem. We're taking action. No youth or non-nicotine user should ever try JUUL products. We've taken a series of actions to greatly reduce youth use of tobacco products, including our own. Learn more about our youth prevention efforts: [JUUL.com/youth-prevention](https://juul.com/youth-prevention)

- **"Facing pressure, Baker will seek \$50 million for MBTA to speed the pace of maintenance," by Matt Stout, Boston Globe:** "Facing an uproar over public transit funding, Governor Charlie Baker said Tuesday that he's seeking a one-time, \$50 million infusion for the MBTA — and is considering scheduling "more aggressive" service shutdowns — to help the agency speed the pace of maintenance and other projects. The package of changes, some of which require approval from the Legislature, comes two weeks after a devastating derailment on the Red Line caused widespread delays and shoved the financing [of the Massachusetts Bay Transportation Authority back under the public microscope.](#)"

- **RELATED: "DeLeo ups T ante, pledges long-term fix," by Andy Metzger, Commonwealth Magazine:** "SAYING THE MBTA is "in crisis," House Speaker Robert DeLeo said the House is willing to work with Gov. Charlie Baker on a short-term fix but remains focused on a long-term plan and the revenue to make it a reality. The Winthrop Democrat, who often sees eye to eye with Baker on financial issues, issued his statement on the T hours after the Republican governor announced his plan to use \$50 million in surplus fiscal 2019 money to help the T meet its goals for capital improvements and repairs. Baker insisted, [however, that new revenues are not necessary to restore the MBTA to good working order.](#)"

- **"GUV'S LONDON TRIP ADDS TO INTRIGUE OVER PAROLE BOARD NOMINEE," by Matt Murphy, State House News Service:** "With Gov. Charlie Baker leaving for London and unable to help break a potential tie on the Governor's Council, the administration is weighing how to proceed with the confirmation process for Springfield prosecutor and Parole Board nominee Karen McCarthy. The Governor's Council is set to vote on McCarthy's nomination Wednesday a week after a contentious hearing [during which at least four of the eight councilors indicated they were likely to oppose confirmation.](#)"

- **"Opponents say medically assisted suicides make terminal patients vulnerable, advocates say people should be able to die on their own terms," by Jacqueline Tempera, MassLive.com:** "When the California law allowing medically assisted suicides passed in 2016, Stephanie Packer, a single mother of four, got a call from her insurance company. Medically assisted suicide "would be much cheaper" than her current treatment, her insurance

company told her. The company would no longer cover chemotherapy, pain medication or other remedies used to [treat her Diffuse Systemic Sclerosis, an autoimmune disease that has causes her lungs to harden.](#)"

- **"Proposed legislation would ban Native American mascots at Mass. public schools," by Mary Markos, Boston Herald:** "Native American mascots could be banned from schools across the state as advocates and legislators argue that the practice is "racist" and offensive. Bills filed by Reps. Nika Elugardo (D-Boston) and Tami Gouveia (D-Acton) as well as Sen. Jo Comerford (D-Northampton) would ban public schools from using any athletic team name, logo, or mascot associated with Native Americans. The legislation also charges the board of [elementary and secondary education with implementing a due date for schools to choose a new mascot.](#)"

- **"JUDD-STEIN IN NO HURRY ON SOUTHEAST CASINO OPTION," by Colin A. Young, State House News Service:** "With the state's second resort casino now open, the Massachusetts Gaming Commission is expected this week to get an update on the possibility of a third casino, though Chairwoman Cathy Judd-Stein suggested last week that she wants to see how things go with two casinos before considering a third. When lawmakers legalized casino gaming in 2011, the law allowed for up to three full-scale casinos and one slots parlor. The slots parlor license was the first to be awarded, to [Plainridge Park Casino, and so far the commission has handed out two of the three resort casino licenses.](#)"

- **"Sen. Gobi seeks compromise on lifting Sunday hunting ban," by Chris Van Buskirk, Telegram & Gazette:** "The Legislature's Joint Committee on Environment, Natural Resources, and Agriculture heard testimony Tuesday on legislative proposals that would allow for various forms of hunting on Sundays. The three bills before the committee would walk back a centuries-old law and open up Sundays to bow, deer, and general hunting. The hearing drew lobbyists and others arguing for and against the various measures. [Committee Chairwoman state Sen. Anne Gobi, D-Spencer, said the legislation is not the priority bill for the panel.](#)"

FROM THE HUB

- **"RMV head resigns over N.H. motorcycle crash revelations," by John Hilliard, Boston Globe:** "The head of the state's Registry of Motor Vehicles

resigned Tuesday following revelations that the West Springfield truck driver accused of killing seven motorcycle riders in New Hampshire on Friday had [been charged with drunken driving in Connecticut in May, part of a long history of driving infractions.](#)"

- **"Investigation continues into police-involved shooting in Boston," by Gal Tziperman Lotan and John R. Ellement, Boston Globe:** "Investigators returned to Penhallow Street in Dorchester Tuesday, the day after Boston police officers shot and killed a 19-year-old there during an exchange of gunfire. The scene had been cleared for hours, but they cordoned off the small residential road and combed for evidence. They looked through trash cans, bushes, and flower beds, and checked whether houses had surveillance cameras. Police have not identified the 19-year-old. [Two officers have been placed on leave during the investigation into the shooting.](#)"

- **"Police Shooting in Dorchester Is 'Tragic and Traumatizing,' Mayor Walsh Says," by Spencer Buell, Boston Magazine:** "After police shot and killed a 19-year-old suspect who allegedly fired at officers in Dorchester, Boston Mayor Marty Walsh is calling the incident "tragic and traumatizing." "Any act of violence in our city is tragic and traumatizing," Walsh said in a tweet late Monday evening. "We will continue to focus on preventing crime by creating more opportunities for our young people, and a path away from violence." The mayor's comments came after police announced that [a confrontation and chase involving several officers and a 19-year-old man had ended fatally.](#)"

- **"What's next for Peddocks Island? Advocates are planning its future — and they want the public's help," by Steve Annear, Boston Globe:** "A luxury hotel and spa. A wedding venue. A waterfront cafe. Or how about this? An outdoor data collection station, a hydropower testing area to research green energy, or a cottage for professors to host educational programming. Nope, these aren't amenities at Encore Boston Harbor casino, or new facilities being built at the Massachusetts Institute of Technology — they're a sampling of ideas being floated as part of the Peddocks Island Vision Plan, a long-term project to reimagine and develop the [second-largest Boston Harbor island, with the hope of attracting more visitors to its shorelines.](#)"

- **"Here's What The Students In The Racist MFA Incident Are Asking From**

The Museum," by Cristela Guerra, WBUR: "Boston-based attorney group Lawyers for Civil Rights presented the Museum of Fine Arts with a demand letter on Tuesday as a way to hold the museum accountable for the racism suffered by a group of children of color who visited its galleries on a field trip last month. The attorneys say they're representing students, parents and an educator who were directly affected by the May 16 incident. The seventh graders and their teachers from the Helen Y. Davis Leadership Academy in [Dorchester allege they were harassed and racially profiled by other visitors and museum guards.](#)"

POLITICO's The Agenda: The New Moon Race issue, presented by Leidos, has landed. America is heading back to the moon, but so is everyone else. This special report brings together POLITICO's growing space expertise with pivotal industry players, [including NASA chief Jim Bridenstine](#), to explore the stakes of the new moon race. [Read the full issue now.](#)

THE OPINION PAGES

- "Justice is what they deserve, justice is what we can deliver: Let's pay contractors back wages," by Rep. Ayanna Pressley and Hector Figueroa, **The Hill:** "It's been nearly six months since the longest government shutdown in our country's history, and while federal government employees rightfully received backpay for the time they couldn't go to work, thousands of government contractors have yet to be made whole for the wages lost over the course of the shutdown. The federal agencies that hire these contractors anticipated the cost of paying them long before the shutdown began. These agencies [owe it to the contractors who make their work possible to pay them the wages they need.](#)"

ON THE STUMP

- "DAVID HALBERT ENDORSED BY PROGRESSIVE WEST ROXBURY/ROSLINDALE," from the Halbert campaign: "David Halbert was endorsed by Progressive West Roxbury/Roslindale, a local chapter of

Progressive Massachusetts, in his campaign for Boston City Council At-Large. Following a forum held on June 6th, the group voted to support David stating 'If the race proceeds as it seems to be, the election in November will result in the first City Council to be majority progressive, majority women, and/or majority Councilors of color.'"

DAY IN COURT

- **"Spend Two Minutes With The First Female Chief Justice Of the Massachusetts Supreme Judicial Court,"** by Laura Colarusso and Emily Judem, **WGBH News:** "She may be best known for writing the majority opinion in *Goodridge v. Department of Public Health*, the landmark case that granted same-sex couples the right to marry in Massachusetts. But Margaret Marshall, the first female chief justice of the Supreme Judicial Court, authored more than 300 opinions and was involved in hundreds more during her time on the bench. Growing up in South Africa at a time when women weren't expected to work, she never dreamed that she would [one day become a lawyer. This is the \(short\) story of her journey to the top legal spot in the Bay State.](#)"

WARREN REPORT

- **"Elizabeth Warren's Latest Plan: Expanding Voting Access,"** by Thomas Kaplan, **New York Times:** "Senator Elizabeth Warren of Massachusetts on Tuesday released a far-reaching plan that would create new standards for how federal elections are carried out across the country, part of an effort to protect voting rights and make it easier for Americans to vote. Ms. Warren unveiled her plan hours before holding a campaign event in South Florida, a place that has had ample [experience with election controversy, most notably in the aftermath of the 2000 presidential race.](#)"

- **"Elizabeth Warren: Repeal The Law That Criminalizes Migrants,"** by Roque Planas, **Huffington Post:** "Democratic presidential candidate Elizabeth Warren called Tuesday for repealing the decades-old law criminalizing unauthorized border crossing • the same law the Trump administration used to systematically split up families at the border last year. Warren joins fellow 2020 contender Julián Castro and several other prominent Democrats in backing a reform that, if enacted, would give [civil immigration courts exclusive legal control over immigration enforcement at the border.](#)"

FROM THE DELEGATION

- **"After Brayton Point visit, Markey backs extended tax credits for wind industry," by Peter Jasinski, Fall River Herald:** "Less than one week after visiting the planned site of the Anbaric Renewable Energy Center in Somerset, U.S. Sen. Edward Markey reintroduced legislation to extend an existing tax credit for wind energy companies. The Offshore Wind Incentives for New Development Act, which Markey has cosponsored with Rhode Island lawmakers U.S. Sen. Sheldon Whitehouse and U.S. Rep. Jim Langevin, would extend the [federal government's existing 30 percent investment tax for the offshore wind industry through 2025](#)."

TRUMPACHUSETTS

- **"Wayfair employees plan walkout to protest business with border camp contractors," by Lucia Maffei, Boston Business Journal:** "Employees at Boston-based Internet retailer Wayfair are preparing to demonstrate on Copley Square on Wednesday following the company's alleged refusal to cease doing business with contractors furnishing border camps. In a tweet from the Twitter account, @Wayfairwalkout, the employees are asking Wayfair donate \$86,000 to Raices, a nonprofit [agency that provide free and low-cost legal services to immigrant children, families and refugees](#)."



DATELINE D.C.

- **"One Good Reason Not to Loathe DC? Ayanna Pressley," by David Bernstein, Boston Magazine:** "If we thought Ayanna Pressley had nerves of steel for challenging and taking down one of our longest-serving Democratic congressmen, it was only because we hadn't yet seen her take on the Trump administration. In her first speech on the floor of the House in January, she delivered a scathing rebuke of President Donald Trump and the government shutdown. More recently, in an exchange that went viral, she scolded Housing and Urban Development Secretary Ben Carson for interrupting her and evading her questions. As a result, Pressley's take-no-prisoners approach has made her

a star on the national political stage. But life on Capitol Hill isn't all fiery speeches and tense [political standoffs. In late May, Pressley took time to pull back the curtain on her new life in DC.](#)"

- **"Tribe's suit against feds to stay in Washington," by Tanner Stening, Cape Cod Times:** "The Mashpee Wampanoag Tribe is celebrating a decision Friday to keep its lawsuit against the federal government in Washington, D.C. — this over opponents' efforts to return the case to Massachusetts. Opponents of the suit sought to transfer the case from the U.S. District Court for the District of Columbia back to Massachusetts. But Judge Rosemary M. Collyer denied the motion to transfer the suit, which is challenging the U.S. Department of the Interior's Sept. 7 determination that the tribe does [not qualify for land-in-trust, which is required to build a proposed \\$1 billion casino in Taunton.](#)"

- **"Ayanna Pressley one of four Democrats to vote 'no' on border aid bill," by Peter Bailey-Wells, Boston Globe:** "On Tuesday the House of Representatives passed a \$4.5 billion emergency border aid package to care for thousands of migrant families and unaccompanied children detained after crossing the US-Mexico border. The bill passed 230-195, nearly along party lines. But it included a progressive defection from four of the House's highest-profile young Democrats, including Representative Ayanna Pressley of Massachusetts, who voted "no" on the measure. Pressley was joined by Representatives Alexandria Ocasio-Cortez of New York, Ilhan Omar of Minnesota, and Rashida Tlaib of Michigan. The quartet said [in a press release this weekend that they could not "in good conscience" support the measure.](#)"

- **"Special Report: How judges added to the grim toll of opioids," by Benjamin Lesser, Dan Levine, Lisa Girion and Jaimi Dowdell, Reuters:** "The opioid epidemic that has so far killed half a million Americans is routinely blamed on greedy drug makers, feckless doctors and lax regulators. But there's another group that has contributed to the depth and duration of the catastrophe: judges. "Heartbreaking and sickening" is how Congresswoman Katherine Clark, a Massachusetts Democrat who has been involved in investigating the causes of the opioid epidemic, described the early decisions to seal the Purdue evidence. In an interview, Clark said she believes that had the secrets come out earlier, doctors [would have written fewer OxyContin prescriptions and fewer insurers would have covered the drug.](#)"

IT'S NOT EASY BEING GREEN

- **"Are We Cutting Down The Wrong Trees In Massachusetts?" by Craig LeMoult, WGBH News:** "When it comes to the growing threat of climate change, the shrinking rainforests of South America get a lot of attention. But one Boston-area scientist says we should also be looking closer to home. "One could almost say that getting people to focus on the Amazon is a bit of a distraction so we can cut down our own forests," said Bill Moomaw, an emeritus professor of international environmental policy at Tufts University. In a new paper in the journal "Frontiers in Forests and Global Change," Moomaw argues that here in the U.S., and [specifically in New England, the practice of "sustainable forestry" is not sustainable for the climate.](#)"

MARIJUANA IN MASSACHUSETTS

- **"Mass. regulators inch closer to approving marijuana delivery, cafes," by Dan Adams, Boston Globe:** "Marijuana delivery services — and maybe even cannabis cafes — are inching closer to reality in Massachusetts. The Cannabis Control Commission on Tuesday voted to approve draft regulations that would allow both business types in the state, though with significant restrictions. The agency is expected to sign off on modest tweaks to the rules at a meeting Thursday before kicking off a formal public [comment period. Final revisions and votes to implement the policies will probably occur in September.](#)"

- **"Cambridge councilors want poor, minorities to get first chances at recreational pot licenses," by Jonathan Ng, Boston Herald:** "Two Cambridge lawmakers are pushing a social justice pot plan that would bar anyone who isn't an "economic empowerment" or "social equity" applicant from opening a recreational marijuana shop in their city for the next two years. The proposed amendment to a Cambridge city ordinance is drawing fire from the city's existing medical pot shops — which say they need the recreational income to subsidize [medical patients — as well as from Mayor Marc McGovern, who says they're gumming up the works.](#)"

EYE ON 2020

- **"880 Emails Over 6 Weeks: Here's How 2020 Democrats Portray**

Themselves," by Maggie Astor, New York Times: "The emails came, ostensibly, from the candidates' personal iPhones, from their campaign managers, from their parents and spouses and children. They asked for signatures, for survey responses and, of course — incessantly and creatively — for money. They promised to ["be blunt," to "level with you," to "be completely honest."](#) [They were not always completely honest."](#)

- **"Serve America Together campaign kicks off with a challenge to presidential candidates: Release a Plan to Expand National Service," from Service Year:** "Serve America Together — a campaign to make national service part of growing up in America — kicked off today with a challenge to the 2020 presidential candidates. The campaign is challenging all presidential candidates to commit to make national service a priority in their first 100 days in office and to release bold plans to expand and transform national service in America. Over a dozen leading military and civilian service organizations joined together with campaign co-chairs Gen. Stan McChrystal, Arianna Huffington, Andrew Hauptman, former Gov. Deval Patrick, former Secretary of Defense Robert Gates, and Laura Lauder to call on the candidates to prioritize national service." [Link](#).

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ABOVE THE FOLD

— [Herald](#): "RMV CHIEF RESIGNS," — [Globe](#): "Leader quits after RMV failure in crash," "Baker calls for a \$50mil boost to the T."

FROM THE 413

- **"As Kohan buys more malls, tenants live in limbo," by Larry Parnass, The Berkshire Eagle:** "Wayne Riniker knew his employer was in trouble —

and had been since paying too much for this mall on a rise west of the Mississippi River. Safe from flooding, but underwater on the mortgage. Default. Receivership. Not happy words for the owner of Westland Mall. It went to the lender, with some \$20 million in outstanding loans. [But U.S. Bank wanted out. The Kohan Retail Investment Group, owner of the Berkshire Mall, wanted in.](#)"

THE LOCAL ANGLE

- **"Date set for criminal trial of Fall River Mayor Jasiel Correia II," by Jo C. Goode, Fall River Herald:** "Fall River Mayor Jasiel Correia II was not present at a pre-trial conference regarding his federal criminal charges in Boston on Tuesday, but federal court Judge Douglas P. Woodlock scheduled a trial for Feb. 24 after prosecutors and his defense attorney agreed to the date. The hearing at the John Joseph Moakley United States Courthouse was over in a matter of minutes. Kevin Reddington, the mayor's defense attorney, and Assistant U.S. Attorneys Zachary Hafer [and David Tobin appeared with just a half-dozen members of the media in attendance.](#)"

- **"At least 9 great white sharks spotted in Cape Cod Bay by researchers, including previously tagged shark Ashley Grace," by Michael Bonner, MassLive.com:** "White shark research began in Cape Cod Bay on Monday resulting in officials confirming at least nine sightings. The Atlantic White Shark Conservancy in partnership with the Massachusetts Division of Marine Fisheries said the majority of the sightings were at least two miles off the coast of Wellfleet. The day began with a pair of great white shark sightings appearing in [Cape Cod Bay on the Atlantic White Shark Conservancy app. Sharktivity. on Monday morning.](#)"

SPOTTED: at the Suffrage Centennial Kickoff Celebration hosted by the Women's Suffrage Celebration Coalition of Massachusetts and the Greater Boston Women's Vote Centennial ... Shirley Leung, Freddie Kay, Lt. Gov. Karyn Polito, Senate President Karen Spilka, Barbara Lee, Attorney General Maura Healey, House Speaker Robert DeLeo, Cheryl Clyburn Crawford, Framingham Mayor Yvonne Spicer, Salem Mayor Kim Driscoll, Boston City Council President Andrea Campbell, Auditor Suzanne Bump, Newburyport Mayor Donna Holaday, state Sen. Barry Finegold, Joyce Linehan, Ami Bennitt, Nicole Carlsburg, Amanda Hunter, Alli Goldberg, Marie Turley, Tina Cassidy and Megan Costello.

TRANSITIONS - Dr. Anne Klibanski is the new president and chief executive officer of Partners HealthCare. [Link](#).

- The Blue Cross Blue Shield of Massachusetts Foundation named **Jacquie Anderson** as senior director of grantmaking.

HAPPY BIRTHDAY - to Capitol Diner owner and former Lynn state Rep. **Robert Fennell**, Southwick Rep. **Nicholas Boldyga**, Gloucester Rep. **Ann-Margaret Ferrante**, and Mattapoisett Rep. **William Strauss**, former MassGOP spokesperson **Emmalee Kalmbach**, Democratic strategist **Adam Webster** of Castle Point Partners, and **Adam Zieminski** of cafeADAM in Great Barrington.

DID THE HOME TEAM WIN? Yes! The **Red Sox** beat the White Sox 6-3.

Want to make an impact? POLITICO Massachusetts has a variety of solutions available for partners looking to reach and activate the most influential people in the Bay State. Have a petition you want signed? A cause you're promoting? Seeking to increase brand awareness among this key audience? Share your message with our influential readers to foster engagement and drive action. Contact Jesse Shapiro to find out how: jshapiro@politico.com.

A message from JUUL Labs:

We're combating the problem of underage vaping by:

Advocating for raising the legal age to purchase our products to 21+ nationwide.

Stopping the sale of non-tobacco and non-menthol based flavored JUULpods to traditional retail stores.

Enhancing our online age verification process.

Strengthening our retail compliance program with over 2,000 secret shopper visits per month.

Shutting down our Facebook and Instagram accounts and working to remove

inappropriate social media content generated by others on those platforms.

And investing in new technologies to further prevent youth use.

[JUUL.com/youth-prevention](https://juul.com/youth-prevention)

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Nov 14, 2018

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BY STEPHANIE MURRAY

GOOD MORNING, MASSACHUSETTS.

Congress through PRESSLEY'S INSTAGRAM — If you want an inside look at freshman orientation underway for new lawmakers in Washington this week, just open Instagram. Through Congresswoman-elect Ayanna Pressley's Instagram account, we're getting first-person a look.

Pressley is part of a group of newly-elected lawmakers using social media in a completely different way than their predecessors. Their campaigns are over, the digital ads have been run and now the test is connecting with constituents as effectively as they connected with voters.

If you're on Instagram, it probably felt like *everyone* you follow was voting, from sticker selfies to "PLEASE VOTE!!!" posts leading up to Nov. 6. That was kind of true — 2.7 million people voted in Massachusetts last week. That's the highest midterm total ever for the state. And now, if you're following Pressley, you probably feel in the loop on what's going on at the orientation for new members of Congress.

On Monday, Pressley posted a candid photo with the caption, "Good morning, Washington." It has more than 16,500 likes and 337 comments. On her Instagram story, where temporary photos and videos last for 24 hours, there was a shot of her leaning in for a selfie with newly elected Congresswomen Alexandria Ocasio-Cortez of New York, Ilhan Omar of Minnesota and Rashida Tlaib of Michigan with the hashtag #NMO2018.

In another photo captioned "just a few freshman orientation essentials" she's got a to-go cup from Hill favorite Compass Coffee, a "bring your own chair" pin, an "indivisible" pen and a notebook arranged neatly on the table with a

"Washington, D.C." location tag.

Click over to Ocasio-Cortez's profile and you'll find a photo of the four newly-elected congresswomen with the caption "Squad" and a video of them walking down the hallway together. The Cut summed up their Instagram posts in this [headline](#): "Your Cool New Congresswomen Are Already Hanging Out." I'm interested to see how these new lawmakers use social media to communicate with constituents and reporters throughout the next Congress.

MORSE makes 30 UNDER 30 — Holyoke Mayor Alex Morse landed on the Forbes 30 Under 30 [list](#) yesterday. First elected as Holyoke's youngest and first openly gay mayor in 2011 at age 22, today he ranks among the city's longest-serving mayors. And now, at age 29, he's the city's first mayor to make it into the roundup of influential millennials, too.

"There were a lot of assumptions that I'd be mayor for a short period of time and then quickly move on, and I think now being in my fourth term I've demonstrated a long term commitment to the city," Morse told me. "I think it takes a while to make progress on really big issues in an urban community like Holyoke, and that's why I ran in the first place."

Morse said being named to the 30 Under 30 list is a "consequence of doing good work" in the city, and points to downtown revitalization, housing, transit-oriented development, a drop in crime and a rise in high school graduation rates as some of his achievements after seven years as mayor. Up next, he says, is Holyoke's position in the marijuana industry.

And as for running for higher office in the future, perhaps governor in four years, Morse says "it's way too early to think about it." The Holyoke mayor was [named](#) as a potential 2022 candidate in a Boston Globe story Tuesday afternoon about some very, very early speculation. "I don't know what the future holds. I see a future in public service, potentially in a different capacity one day, but for now I love what I do here in Holyoke," Morse said.

Have a tip, story, suggestion, birthday, anniversary, new job, or any other nugget for the Playbook? Get in touch: smurray@politico.com.

TODAY — Gov. Charlie Baker gavel in a meeting of the Governor's Council

and meets with **Treasurer Deborah Goldberg**. **Boston Mayor Marty Walsh** and Citizens Bank CEO **Bruce Van Saun** announce an investment into full-time employment programming in the Greater Boston area.

Former Deputy Mayor of London for Transport **Isabel Dedring** and former Director of Project, Planning and Development for Toronto's Metrolinx system **Anna Pace** talk about global solutions for commuter rail systems at a fireside chat moderated by **Bruce Mohl** of Commonwealth Magazine. **Attorney General Maura Healey** is honored by Pro-Choice Massachusetts and the Pro-Choice Massachusetts Foundation.

The **Massachusetts Clean Energy Center Board** meets. **Sen. Jamie Eldridge** attends a constituent services briefing hosted by the Massachusetts Association for Community Action. Middlesex Sheriff **Peter J. Koutoujian** moderates a discussion titled "Incarceration: Untangling the web of injustice" at Faneuil Hall. The **Cambridge Chamber of Commerce** will be holding its 2018 Visionary Awards.

DATELINE BEACON HILL

- "It's way too soon to wonder who will run for Massachusetts governor in 2022. Or is it?" by **Joshua Miller and Matt Stout**, **Boston Globe**: "And now . . . 2022. In Massachusetts, where politics is both blood sport and parlor game, it's never too early to think about who might run for governor in four years. Okay, okay, it's too early! But days after Governor Charlie Baker won a resounding reelection victory, political insiders, prodded by the Globe, are already talking about [who might run next time around](#)."

- "GAS HOOKUP MORATORIUM PUTTING CHILL ON HOUSING, REAL ESTATE," by **Michael P. Norton**, **State House News Service**: "The state's twin natural gas crises are now taking a toll on housing and economic development in Massachusetts. While impacts on devastated Merrimack Valley residents and locked-out union workers have been well documented, commercial real estate and home construction sector officials told the News Service Tuesday that moratoriums on non-emergency and non-compliance natural gas work in the National Grid and Columbia Gas territories have put a freeze on scores of residential, commercial and retail projects because developers are unable to [connect properties to gas systems](#)."

- **"FORMER COLLEAGUES REMEMBER SEN. FRED BERRY, 68,"** by Chris Triunfo, **State House News Service:** "Former state Sen. Fred Berry, a Peabody Democrat who spent 30 years on Beacon Hill has died after a "brief illness," according to a former aide. He was 68. Berry's family said in a statement that the longtime lawmaker died [peacefully Tuesday morning](#)."

- **"NEWLY ELECTEDS IN BOSTON: DEMS NOT EVEN CLOSE ON RACE,"** by Michael P. Norton, **State House News Service:** "Massachusetts Democrats, who won race after race in Tuesday's elections, appear to have some racial tensions within their party. In a televised interview that aired Friday night on WGBH, Suffolk County District Attorney-elect Rachael Rollins and state representatives-elect Nika Elugardo and Liz Miranda, all of Boston, pledged to be forceful agents of change, discussed how they built winning campaigns, and raised serious concerns with leadership in the Democratic party, with Elugardo describing the party as ['straight-up racist](#).'"

FROM THE HUB

- **"Hate crimes were up 9 percent in Massachusetts in 2017,"** by Jeremy C. Fox, **Boston Globe:** "Hate crimes rose 9 percent in Massachusetts last year from 2016 and 17 percent nationwide, rising for the third straight year across the country, the FBI reported Tuesday. The 7,175 incidents reported nationally in 2017 reflect not only more crimes, but also more law enforcement [agencies providing data to the FBI](#)."

- **"Hospital leaders apologize, acknowledge mistakes cost Laura Levis her life,"** by Priyanka Dayal McCluskey, **Boston Globe:** "The leaders of Somerville Hospital's parent organization met face-to-face Tuesday with the husband of a woman who died after collapsing outside their locked emergency room door in 2016, admitting to "multiple failures" during the emotional sitdown and [apologizing for their role in the death](#)."

- **"Without Amazon HQ2, what happens to the Red Line-Blue Line connection?"** by Adam Vaccaro, **Boston Globe:** "Amazon isn't building a new headquarters campus in East Boston. So is there any hope left for connecting the Red and Blue lines — an idea that was revived as part of Boston's bid to land the big project? The answer, as so often happens in

matters of transport, is that it's complicated. There's little doubt the prospect of Amazon HQ2, as it's called, helped revive the idea of extending the Blue Line to meet the Red at Charles/MGH Station. But while the state has put fresh eyes on linking the only two subway lines that do not intersect, it [hasn't committed to the project](#)."

- **"Report: Teachers' dues don't stay local," by Christian M. Wade, Gloucester Daily Times:** "Teachers unions in Massachusetts send the vast majority of members' dues to state and national offices, instead of keeping the money for local chapters, according to a watchdog group. A new report by the Pioneer Institute found less than 16 percent of dues paid by members of nearly two-dozen union locals affiliated with the Massachusetts Teachers Association and National Education Association [go to local chapters](#)."

- **"Airbnb sues Boston over short-term rental rules," the Associated Press:** "Short-term rental business Airbnb is suing the city of Boston over regulations aimed at cracking down on investors who buy housing units to list on the platform. The lawsuit filed Tuesday in federal court says the ordinance violates state and federal law by forcing home-sharing platforms to share information about clients with the city and requiring the [platforms to enforce the new rules](#)."

- **"Roxbury residents say they're being driven out," by Brooks Sutherland and Jonathan Ng, Boston Herald:** "Roxbury residents priced out by soaring rents are demanding relief — including a building moratorium — with some fighting back tears at a packed City Council hearing last night as they argued gentrification is out of control. Evictions are up, they said, along with a cost of living that many [just can't keep up with](#)."

- **"Pair Of Parishes Fight To Survive In Dorchester," by Saraya Wintersmith, WGBH News:** "Over the years, the collaborative has accumulated \$850,000 in debt. The two church buildings share an additional \$2 million in deferred maintenance. Between a total of four weekend masses, the pair doesn't attract enough people to fill pews at either sanctuary once. Add those concerns to the national problems plaguing the Catholic church — ongoing scandals surrounding child sexual abuse allegations, the decreasing number of Catholics who regularly attend mass and subsequent shrinkage in offerings — and the collaborative can barely pay its [weekly operating expenses](#)."

MIDTERM POSTMORTEM

- **"Nurse staffing study left union in the dark," by Michael Jonas, Commonwealth Magazine:** "THE CONTENTIOUS BALLOT QUESTION campaign over nurse staffing levels may be over, but bitter feelings remain over a study that played a pivotal role in the high-profile debate. ... What made this report so unusual was that it was done in tight secrecy, and it was dropped like a bombshell into the political debate with only [one side knowing it was coming](#)."

MOULTON MATTERS

- **"Anti-Pelosi Democrats Claim They Have Numbers to Block Her in Speaker Floor Vote," by Lindsey McPherson, Roll Call:** "Massachusetts Rep. Seth Moulton, one of the leaders of a small Democratic contingent opposing Nancy Pelosi's bid for speaker, said Tuesday he is '100 percent confident' the group has enough commitments to block the California Democrat from [being elected speaker on the floor](#)."

BEHIND THE TOFU CURTAIN

- **"Daily Hampshire Gazette's President Says Union Will 'Erode' The Paper," by Nancy Eve Cohen, NEPR:** "Employees at the Daily Hampshire Gazette got a letter Tuesday from the president of the company that owns the paper, saying he opposes the union they're trying to form. Aaron Julien, president and CEO of Newspapers of New England, Inc., wrote employees that 'adding a union to the mix will erode' the newspaper. And that the company would no longer ['have the ability to deal directly' with staff](#)."

- **"As Easthampton Transforms, Carey Is on the Rise..." by Matt Szafranski, Western Mass Politics & Insight:** "Dan Carey will be the odd man out among Hampshire County's legislative elections for several reasons. Not the least of which is he was the only candidate in the region to have a general election. But in the indigo-blue 2nd Hampshire House district, Carey, an Easthampton city councilor, prevailed easily. He nuked perennial candidate Donald Peltier after a contentious primary. The seat was open after John Scibak retired, but the race comes amid broader churn [here and across the](#)

[region.](#)"

ABOVE THE FOLD

— [Herald](#): "PRICED OUT," — [Globe](#): "For grieving husband, answers, apology," "US bishops rebuked by top adviser," "WHAT'S IN STORE WHEN POT'S FOR SALE."

THANKSGIVING VIBES

- **"He's armed and delicious': Pittsfield police share video of turkey chasing cruiser,"** by Steve Annear, **Boston Globe**: "Pittsfield police have launched a joint investigation with officers in nearby Cheshire after a feathered culprit tried to chase down a cruiser this week. Cheshire Police Officer Dylan Vandoloski was on patrol recently when he realized he was being tailed by a suspect trotting close behind: a turkey."

TRANSITIONS - **Natalie Boyle** joined 90 West as vice president. She previously served as director of communications at the Edward M. Kennedy Institute for the U.S. Senate.

- **Lauren C. Galvin** joined Rackemann, Sawyer & Brewster's Litigation Practice Group as an associate. Galvin previously worked as an associate at Murphy, Hesse, Toomey & Lehan, LLP.

MAZEL! - **Eric Fins**, senior legislative counsel to Rep. Joe Kennedy III, proposed to **Meg McKnight**, manager of field executive programs at Salesforce, during a Saturday morning hike with their goldendoodle puppy, Bodie. Fins also learned he passed the bar exam on Friday.

HAPPY BIRTHDAY - to **Todd Feathers**, reporter for the New Hampshire Union Leader and a Lowell Sun alum.

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BY STEPHANIE MURRAY

GOOD MORNING, MASSACHUSETTS.

PELOSI-MOULTON SHOWDOWN — Rep. Seth Moulton is making waves in Washington as a simmering in-party fight over the speakership intensifies. The 6th District lawmaker jumped on the anti-Nancy Pelosi offensive a couple of years ago, and yesterday Pelosi called him out by name.

"I will be speaker of the House no matter what Seth Moulton says," Pelosi told reporters on Wednesday.

"I'm not the only one saying it," Moulton responded on Twitter.

But he is among the loudest. Ousting members of the party's old guard is part of Moulton's brand. He's an early example of the wave of ambitious politicians who burst onto the scene by challenging incumbents rather than wait their turn to run for office in Massachusetts. He took on nine-term Rep. John Tierney in 2014 and won in a Democratic primary upset, and he's been publicly opposed to Pelosi since the 2016 election. It [wasn't always that way](#), but in November 2016, Moulton signed onto a 63-member letter against Pelosi's leadership. Now he's leading the charge against her.

Moulton floated Ohio Rep. Marcia Fudge for the speakership during a CNN appearance on Wednesday night. "She's a woman of color from the Midwest, she's someone who understands the economic challenges that so many Americans face today," Moulton said. "The American people sent a very clear message a week ago with the election that it's time for a new approach to politics and new leaders, and it's our job in Washington to answer that call."

But some are questioning whether Democrats should just rely on Pelosi's

experience at the party's helm when the stakes are so high in Washington under the Trump administration.

"The more that Republicans see their president getting put to the spurs by the Democrats, the less likely they will be to make a deal. How do you balance the two?" CNN host Chris Cuomo asked Moulton on Wednesday night.

"You sound like an RNC chairman, Chris. We're not just gonna take this Republican talking point. We're gonna do both," Moulton said.

Much of the Massachusetts delegation supports Pelosi for Speaker, including rising star Rep. Joe Kennedy III. With 49 days until House Democrats vote for Speaker on Jan. 3, the two questions marks in the Massachusetts delegation are Congresswoman-elect Ayanna Pressley and Congresswoman-elect Lori Trahan. Neither Democrat would say whether they would support Pelosi on the campaign trail, but it's likely they are experiencing [Pelosi's wooing efforts](#) during freshman orientation this week.

Have a tip, story, suggestion, birthday, anniversary, new job, or any other nugget for the Playbook? Get in touch: smurray@politico.com.

TODAY - Gov. Charlie Baker speaks at the Massachusetts Association of Health Plans conference and the Retailers Association of Massachusetts 100th anniversary celebration. **Lt. Gov. Karyn Polito, state Sen. Harriette Chandler** and **state Rep. Linda Dean-Campbell** attend a ceremonial event in Worcester to honor the civics education bill signed last week.

Boston Mayor Marty Walsh attends the HubNob benefit for the Boston Centers for Youth & Families. Premier of Quebec **François Legault** speaks to The New England Council and the New England-Canada Business Council.

Oprah Winfrey speaks at UMass Lowell. **Polito** attends the launch of the state's first tech apprenticeship program with Secretary of Labor and Workforce Development **Rosalin Acosta**, Secretary of Housing and Economic Development **Jay Ash** and Secretary of Education **James Peyser**.

— **House freshmen emerge as Instagram stars, by Stephanie Murray, POLITICO:** "They haven't even been sworn into office yet, but already a group of Democratic freshmen are schooling their congressional colleagues on how to use social media.

By providing up-close-and-personal photos and short videos of the new member orientation process on Instagram, four newly-elected Democratic women of color — Ayanna Pressley of Massachusetts, Alexandria Ocasio-Cortez of New York, Ilhan Omar of Minnesota and Rashida Tlaib of Michigan — [are amassing followings that dwarf most members of Congress.](#)"

- **"Candlelight dinner? VIP access? Reserved seats? All for a price at Baker's inaugural festivities," by Matt Stout and Joshua Miller, Boston Globe:** "Just days after he coasted to reelection, Governor Charlie Baker's campaign has begun soliciting donations of up to \$25,000 from individuals and corporations to bankroll a slate of inaugural events around his Jan. 3 swearing-in. The requests for high-dollar contributions come with promises of a 'candlelight' dinner, 'VIP access' to the governor's 'signature' inaugural celebration, and recognition on 'all printed materials' for the planned events, [according to documents obtained by the Globe.](#)"

- **"Healey Mum On Laity Call For Renewed Church Investigation," by Mike Deehan, WGBH News:** "Attorney General Maura Healey has failed to respond — at least to date — to a call from Catholic advocacy groups that her office investigate the personnel records of all Massachusetts archdioceses in order to ensure that there is no evidence of accused abusive priests being shuttled between or among parishes. It should be noted that there have not been renewed allegations of priestly abuse in Massachusetts. The Roman Catholic Church, however, is embroiled in a heated, almost global debate about how to respond to such charges which [have become almost commonplace.](#)"

- **"Geoff Diehl considering bid to lead state GOP," by Matt Stout, Boston Globe:** "Geoff Diehl, the conservative state lawmaker who last week badly lost his bid to unseat US Senator Elizabeth Warren, said he is considering running for state GOP chair — a position currently held by a strong ally of Governor Charlie Baker. Diehl said Wednesday that he's been encouraged by several people to seek the post, which has wide sway over the state Republican Party's [direction, fund-raising, and priorities.](#)"

- **"REPORT DETAILS OPIOID EPIDEMIC'S TOLL ON EMPLOYERS, STATE BUDGET," by Colin A. Young, State House News Service:** "Putting out a call to action for Bay State business leaders, a Massachusetts Taxpayers Foundation report out Wednesday endeavors to understand the economic scale and scope of the opioid epidemic that has ravaged communities and killed thousands. The ongoing crisis of opioid misuse and overdose deaths has also had a 'severe' impact on Massachusetts businesses, MTF's report found, costing employers \$2.7 billion a year in lost productivity among workers and an estimated \$2.1 billion in excess health [care costs related to opioid usage](#)."

- **"Here's how much Massachusetts Gov. Charlie Baker spent on his campaign in the months leading up to Election Day," by Gintautas Dumcius, MassLive.com:** "Massachusetts Gov. Charlie Baker vastly outspent his Democratic opponent Jay Gonzalez in the days and months leading up to the Nov. 6 election, according to the latest tally from a state campaign finance agency. Baker, a Swampscott Republican who won another four-year term, spent \$8.9 million on his campaign between Jan. 1 and Oct. 31, while Gonzalez spent \$1.7 million, the independent Office of Campaign and Political Finance said in a roundup of [fundraising and splurging](#)."

- **"ADVISOR: BAKER 'WILL NOT BE A CANDIDATE FOR U.S. SENATE,'" by Matt Murphy, State House News Service:** "Gov. Charlie Baker is coming off a resounding re-election victory, but senior political advisors to the popular Republican say he has no interest in parlaying that popularity into a run for higher office, particularly not for U.S. Senate in two years. The Boston Herald published a column on Tuesday claiming that, 'Word is Gov. Charlie Baker is mulling a 2020 run against U.S. Sen. Edward J. Markey.' Several of Baker's senior advisors, however, [immediately shot down the suggestion](#)."

FROM THE HUB

- **"Can the Massport board look beyond the usual players as it hires a new CEO?" by Jon Chesto, Boston Globe:** "Chief executive of the Massachusetts Port Authority is one of the highest-paying and most powerful public sector jobs in the state. And with Thomas Glynn's retirement on Thursday, the race is on to fill it. Already, Boston's power-broker machine is in motion, floating a number of prominent names as possible contenders for the job of overseeing

Logan Airport and a host of other major properties. So far those names most frequently mentioned are of older white men with [political connections to match their resumes](#)."

- **"Firefighters renew calls for safety," by Mary Markos, Boston Herald:** "Fire officials are sounding the alarm over the death of seven active duty firefighters since late October — a number of them from occupational cancer. It's already a dangerous job, but the recent deaths in the region have renewed calls for a focus on [safety and training](#)."

- **"Bain Capital Ventures becomes latest to raise \$1B fund," by Kelly J. O'Brien, Boston Business Journal:** "Bain Capital Ventures, which has investors in Boston, New York and San Francisco, has raised \$1 billion for its new fund, continuing a fundraising spree for Boston-area venture capital firms. Bain Capital Ventures, an affiliate of Bain Capital that focuses most of its investments on enterprise software startups, follows in the footsteps of General Catalyst, Battery Ventures and Bessemer Ventures Partners, which have all raised funds of [\\$1 billion or more this year](#)."

- **"NOVA Senior Executive Producer Placed On Leave," by Emily Rooney, WGBH News:** "WGBH's Beat the Press has learned that Paula Apsell, the longtime senior executive producer of NOVA and head of the WGBH Science Unit, has been placed on leave. WGBH Vice President of Communications Jeanne Hopkins said in a statement, "WGBH does not comment on personnel matters." The move came several weeks ago and while there is speculation in the building as to why Apsell was placed on leave, we were [unable to confirm the reasons](#)."

DATELINE MERRIMACK VALLEY

- **"State Protections For Columbia Gas Could Hamper Lawsuits After Merrimack Valley Explosions," by Isaiah Thompson, WGBH News:** "Almost a dozen suits have been filed, some seeking class status, on behalf of affected residents and business owners. The lawsuits argue that what happened wasn't just an accident but was the result of negligence. The plaintiffs are seeking damages for everything from the emotional trauma of displacement and fear to months of lost income and business revenue. But there might be a hitch in the form of a few obscure sentences in agreements between all of Massachusetts'

gas utilities and the Department of Public Utilities, [which regulates them](#)."

- **"PLANS FOR GAS OVERSIGHT HEARINGS, LOCKOUT BILL TAKING SHAPE,"** by Matt Murphy, **State House News Service**: "House leaders are hoping to hold a hearing with senators next week on a bill that would force National Grid to extend health benefits to workers locked out of their jobs since June during a prolonged contract dispute, but remain uncertain why the Senate pushed ahead to schedule separate Merrimack Valley gas [oversight hearings without them](#)."

MOULTON MATTERS

- **"Moulton legislation would push VA on medical marijuana for veterans,"** by Dan Adams, **Boston Globe**: "Representative Seth Moulton, a Massachusetts Democrat and former Marine Corps officer who saw combat in Iraq, announced Wednesday that he has partnered with Republican Congressman Matt Gaetz of Florida to introduce a trio of bills that would nudge the VA to better integrate cannabis into the [treatment it provides veterans](#)."

DAY IN COURT

- **"JALSA and Faith Groups Stand Together on Assault Weapons Ban,"** from the **Jewish Alliance for Law and Social Action**: "The Jewish Alliance for Law and Social Action (JALSA) has joined with the Muslim, Episcopalian, and many other faith-based communities to file an amicus brief in support of the ban on assault weapons and large capacity magazines in Massachusetts."

FROM THE 413

- **"Springfield City Council renews bid to reinstate police commission amid misconduct scandals,"** by Dan Glaun, **MassLive.com**: "A group of Springfield City Councilors are renewing an effort to overhaul the structure of the Springfield Police Department, following a nearly two-year legal standoff with Mayor Domenic Sarno. In December of 2016, the city council overrode Sarno's veto and passed a measure to reinstate a civilian police commission. The move would have stripped hiring, firing and disciplinary power from Police Commissioner John Barbieri and returned those powers to a civilian board

whose members would be [confirmed by the city council](#)."

- **"State Sen. Eric Lesser says Beacon Hill could act to offset Trump administration tariffs' impact on CRRC," by Shannon Young, Springfield Republican:** "With CRRC facing the potential for significant cost hikes under the Trump administration's new tariffs on Chinese imports, Beacon Hill lawmakers are eying ways they can help it and other Massachusetts companies remain competitive, state [Sen. Eric Lesser said Wednesday](#)."

- **"Valley candidates help Green-Rainbow Party achieve official status — again," by Patrick Lovett, Daily Hampshire Gazette:** "Thanks to the showing of two Valley-based candidates on Election Day, the Green-Rainbow Party is once again an official political party in Massachusetts. Jamie Guerin of Northampton and Juan Sanchez of Holyoke each received more than 3 percent of the votes in their respective [statewide races on Nov. 6, party leaders say](#)."

- **"Homelessness no longer just a big-city issue," by Linda Enerson, CommonWealth Magazine:** "MADELYNN MALLOY and Bob Morin, a homeless couple frustrated by the lack of affordable housing in rural Franklin County, rolled out their blankets this summer on Greenfield Town Common and slept under the stars. Word spread quickly and soon other homeless people around the area joined them. By mid-summer, brightly colored nylon tents all but covered the small grassy strip of land, transforming it into a [settlement for 20 homeless people](#)."

ABOVE THE FOLD

— [Herald](#): "FIRE ALARM," "CHEAP SHOT," — [Globe](#): "Reading's new struggle with an old evil," "Massport vows CEO search will be wide," "Brockton VA nursing home called a danger."

THE OPINION PAGES

- **"QUESTION 1: THE ROAD NOT TRAVELLED," by Jason Pramas, DigBoston:** "I think the big problem with Question 1 was that it took a policy wonk approach that appeared to benefit a relatively small group of workers if passed. Rather than a rights-based approach that could have demanded direct benefits for a demonstrably larger community. Namely patients. A group that

includes literally everyone in the [state at one time or another](#)."

- **"Supporting small retailers more critical than ever," by Jon Hurst, MassLive.com:** "Locally owned retail businesses are a vital part of communities across the Commonwealth. They support local charities and civic celebrations, provide jobs and are an important source of local and state tax revenue, and give character and vitality to our [downtowns and Main Streets](#)."

THE LOCAL ANGLE

- **"Community responds after Muslim girl, 10, receives hateful letters at school," by Travis Andersen, Boston Globe:** "A 10-year-old Muslim girl is frightened here after being called a terrorist and receiving a death threat in letters found in her cubby at school, and her family hopes 'this doesn't happen to any other child at this age,' [her uncle said Wednesday](#)."

- **"A plague of racist graffiti has Reading schools on edge," by Cristela Guerra, Boston Globe:** "Nearly every day, teachers at Reading Memorial High School scan their classrooms carefully, sweeping their eyes across floors and furniture — in search of swastikas. In this school of more than 1,200 students, the Nazi symbol and other racist graffiti have become a haunting presence, surfacing again and again, defacing bathroom stalls and stairwells, scrawled on bench legs, carved into [railings around the high school](#)."

- **"Sleeping staff, disregard for safety found at Brockton VA nursing home," by Andrea Estes and Donovan Slack, Boston Globe:** "Officials at the Brockton Veterans Affairs Medical Center nursing home, rated among the worst VA facilities in the country, knew this spring they were under scrutiny and that federal investigators were coming to visit, looking for signs of patient neglect. Still, when investigators arrived, they didn't have to look far: They found a nurse and a nurse's aide fast asleep during their shifts. One dozed in a darkened room, the other was [wrapped in a blanket in the locked cafeteria](#)."

- **"Push to recall Fall River mayor gains momentum," by Danny McDonald, Boston Globe:** "Organizers behind the push to recall indicted Fall River Mayor Jasiel F. Correia II have submitted more than the number of signatures needed for a recall election, according to a city official. City Clerk Alison Bouchard said she has so far received 120 petitions, each of which has space for 40 signatures."

The petitioners need at least 2,510 signatures of registered city voters [to prompt a recall election](#)."

TRANSITIONS - **Natashia Tidwell**, an attorney at Hogan Lovells US LLP; and **Martin F. Murphy**, a trial lawyer at Foley Hoag LLP, will lead the transition team for Suffolk County District Attorney-elect Rachael Rollins.

- Hampden County Assistant District Attorney **Karen Bell** will serve as first assistant district attorney to Berkshire County District Attorney-elect Andrea Harrington, and retired Massachusetts Supreme Judicial Court Justice **Francis Spina** will serve as chair of Harrington's transition team.

- **Kirk Minihane** is [leaving](#) the "Kirk and Callahan" radio show, and will launch a new radio show, column and podcast on Radio.com. **Mike "Mut" Mutnansky** will co-host the program, renamed to the "Mut and Callahan" show.

HAPPY BIRTHDAY — to **Gail Gitcho**; **Emily Schlichting**, MBA/MPP candidate at Harvard; U.S. Ambassador **Scott Brown**; and MassLive.com reporter **Melissa Hanson**.

DID THE HOME TEAM WIN? Yes and no! The **Celtics** beat the Bulls 111-82. The Avalanche beat the **Bruins** 6-3.

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BY STEPHANIE MURRAY

GOOD MORNING, MASSACHUSETTS.

NEW LAWMAKERS SAY DEMS HAVE LONG WAY TO GO ON RACE —

Despite an election that featured historic gains for women and candidates of color, some newly-elected Massachusetts lawmakers say the party didn't do enough to support a more diverse field of candidates.

Congresswoman-elect Ayanna Pressley told a room of Democratic donors yesterday the party needs to ask itself "tough questions" about whether it provided women of color running for office with enough institutional support, according to a BuzzFeed News [report](#).

At the state level, incoming Beacon Hill lawmakers had a similar message Monday night. State Representative-Elect Nika Elugardo, appearing on [WGBH's](#) "Greater Boston," said the party has a lot of catching up to do when it comes to race.

"**American institutions are founded on a core of structural racism , structural anti-poverty,**" Elugardo said, alongside newly-elected lawmakers Liz Miranda and Tram Nguyen. "The Democratic Party, unlike many other institutions, will not acknowledge the fact it perpetuates many of the things we're fighting against."

"**The Democratic Party really needs to face that head on,**" she added.

Miranda said she's spoken with the Democratic State Committee since her win about building a pipeline of more diverse leadership. "If we're not nurturing talent and making sure that we have room for people who look like me, who speak like us, what happens is as we're running for office, it's difficult.

It's difficult to find the right people to help share the message of the transformation that we'd like to see."

For its part, the Massachusetts Democratic Party said it supports elected officials who are shining "a spotlight on these critically important issues" and that the party is working to become more diverse and inclusive.

"We need a robust conversation about the barriers to participation that face specific communities, and what we can do to address them," Executive Director Victoria Martinez told POLITICO in a statement. "The Party has already engaged elected officials, activists, and stakeholders, and planned trainings and other events designed to expand access in 2019 and beyond."

THIRD DISTRICT REMATCH? — The first chapter of a saga spearheaded by Rep. Seth Moulton to oust Nancy Pelosi from House leadership could come to an end today. Pelosi and some of her most outspoken critics have agreed to a tentative deal, my POLITICO colleagues [report](#). The terms: Some anti-Pelosi members will vote for her for Speaker on Jan. 3. In exchange, Pelosi will limit her time as Speaker to four years.

Sources say Moulton is among those critics who could flip and vote for Pelosi on the House floor next month. But regardless of how the Speaker fight shakes out, the episode has generated at least one possible 2020 primary challenger to Moulton.

Outgoing state Sen. Barbara L'Italien is weighing a run for Moulton's 6th District seat, and said she's "politically savvy" enough to work with leadership, rather than against it, for the benefit of her district in an [interview](#) with NBC10. Moulton's anti-Pelosi push angered Democratic activists and ignited calls for his ouster when he's up for reelection in two years.

L'Italien most recently ran for Congress in the crowded 3rd District primary. And she's actually not the only former 3rd District candidate who could make the case to run in the 6th. Dan Koh of Andover and Rufus Gifford from Manchester-by-the-Sea could take their talents to the North Shore. But don't bank on a rematch — Gifford told the [Globe](#) he won't run against Moulton, and said he'd campaign against anyone "shopping around" for higher office. Koh didn't comment.

Have a tip, story, suggestion, birthday, anniversary, new job, or any other nugget for the Playbook? Get in touch: smurray@politico.com.

TODAY - Gov. Charlie Baker and Chief Recovery Officer **Joe Albanese** join Lawrence Mayor **Dan Rivera**, North Andover Town Manager **Andrew Maylor**, Andover Town Manager **Andrew Flanagan** and **NiSource Executive Vice President and Chief Restoration Officer Pablo Vegas** for a press conference. **Lt. Gov. Karyn Polito** chairs a meeting of the Governor's Council. **Attorney General Maura Healey's** campaign holds an end of the year party.

Boston Mayor Marty Walsh and partner **Lorrie Higgins** host Walsh's campaign committee holiday party. **Congresswoman-elect Ayanna Pressley**, state Sen. **Sonia Chang-Diaz**, state Rep. **Liz Malia**, state Representative-elect **Nika Elugardo**, Suffolk County District Attorney-elect **Rachael Rollins** and **Boston City Councilors Annissa Essaibi-George** and **Matt O'Malley** attend a JP Progressives event. The **Massachusetts Republican State Committee** meets.

DATELINE BEACON HILL

- **"MBTA general manager Luis Ramirez is out after just 15 months,"** by **Adam Vaccaro, Boston Globe**: "Massachusetts Bay Transportation Authority general manager Luis Ramirez is out after just 15 months in the job. Transportation Secretary Stephanie Pollack, who oversees the agency for the Baker administration, said it was time for a change. As she and Ramirez 'talked through what needed to happen in 2019 and beyond, we both agreed there was a different direction he needed to go in and the [T needed to go in.'](#) Pollack said [in an interview](#)."

- **"Legislators signal support for gas oversight following Merrimack Valley disaster,"** by **Milton J. Valencia, Boston Globe**: "A state legislative committee Tuesday signaled backing of a new public safety requirement for the gas industry following the Sept. 13 Merrimack Valley disaster. Lawmakers indicated support for a proposal that Gov. Charlie Baker filed to require gas companies have a professional engineer, who has higher training and certification than regular engineers, review and approve construction projects that [pose a public safety risk](#)."

- **"MASSFISCAL THANKS DEMS BACKING GREATER TRANSPARENCY,"** by Katie Lannan, **State House News Service**: "When the conservative nonprofit Massachusetts Fiscal Alliance singles out Beacon Hill Democrats, it's usually to criticize their votes. But the group on Tuesday extended 'the thanks of our organization, and of proponents of good government across the Commonwealth' to four newly elected Democrats who have pledged to support efforts to [put state legislators' votes on record](#)."

- **"Housing blues is long-running lament,"** by Michael Jonas, **CommonWealth Magazine**: "IT'S THE LONGEST running tragicomedy on the Boston area political stage. We desperately need to build more housing to accommodate growth and temper a price run-up that puts home ownership out of reach for thousands. Everyone seems to agree on that. Yet no one can seem to break the logjam — or jams — that keep it from happening. The current focus is a housing bill proposed by Gov. Charlie Baker that would allow local zoning changes to be approved based on a majority vote of the local governing body, not [two-thirds support as is currently the case](#)."

FROM THE HUB

- **"New MBTA general manager gets high marks from Boston Mayor Marty Walsh, transit advocates,"** by Gintautas Dumcius, **MassLive.com**: "Boston Mayor Marty Walsh hailed the incoming MBTA general manager and said he didn't have much of a relationship with his immediate predecessor. Massachusetts transportation officials said Tuesday that Luis Manuel Ramirez, hired by Gov. Charlie Baker and his transportation chief Stephanie Pollack, is leaving after just 15 months [on the job at the public transit agency](#)."

- **"She'll always be a Democrat to her core,"** by Thomas Farragher, **Boston Globe**: "If you don't immediately recognize the name of Jean Moulton, you can be forgiven. She has spent her life just beyond the klieg lights of election night. She's the face in the corner of the victory celebration photograph. She's the woman who once ran the mimeograph machine that morphed, over the last half century, to blast e-mail lists. She stuffed envelopes. She coached interns. She managed the finances. She turned the lights on in the morning and off in the evening. And her longtime role as special assistant to the chairman of the [Massachusetts Democratic Party ends Tuesday](#)."

- **"Price of electricity going up in E. Mass."** by Bruce Mohl, **CommonWealth Magazine**: "THE PRICE OF ELECTRICITY in eastern Massachusetts is going up this winter to its highest level since 2015. Eversource Energy said its price for so-called basic service will be nearly 13.6 cents a kilowatt hour this winter in the eastern part of the state, up 0.7 cents from last winter and its highest level since prices hit just over 15 cents a kilowatt hour [during the winter of 2015](#)."

- **"Business groups aim to curb emergency room use, and save money, too,"** by Priyanka Dayal McCluskey, **Boston Globe**: "Hospital emergency rooms are supposed to be for patients with severe medical conditions who need care right away. But in Massachusetts, emergency rooms are too often used by people who don't have emergencies at all and instead could be seen in a doctor's office or other clinic, [according to new state data](#)."

ALL ABOARD

- **"THE TRACK LEAST TRAVELED,"** by Nate Homan, **Boston Institute for Nonprofit Journalism**: "In a system that covers hundreds of miles of tracks and serves hundreds of thousands of people a week in one of the 10 biggest suburban transit networks in the country, Plimptonville is the puniest pickup location of all. In 2005, according to MBTA records, the station serviced a mere three round trips a day. It's less than a mile and a half as the crow flies to either of the two neighboring Franklin Line stops, Walpole Station and Windsor Gardens. Those two averaged more than 1,000 combined inbound riders a day in 2013. I drove to Plimptonville one morning this fall, I think to find its reason for existing. [Assuming there is one](#)."

DAY IN COURT

- **"Doctor charged with manslaughter in opioid overdose death,"** by Felice J. Freyer, **Boston Globe**: "A Dracut physician has been charged with involuntary manslaughter in the 2016 death of a woman who overdosed on opioids that he had prescribed, the first such indictment in the state, authorities announced Tuesday. Dr. Richard Miron is accused of continuing to authorize large doses of opioids and other drugs even though he knew the victim had overdosed in February 2016 on opioids he had prescribed. Attorney

General Maura Healey said Miron is charged with prescribing opioids [without legitimate medical purpose](#)."

- **"SJC upholds human trafficking law designed to target pimps,"** by John R. Ellement, **Boston Globe**: "The state's high court Tuesday upheld a law making it a crime to profit from prostitution, ruling that a man caught in a human trafficking sting by police with \$250 in cash in his shoe was a pimp and should be prosecuted as one. In the 7-0 ruling, the Supreme Judicial Court noted a historical oddity: While 'pimp' is commonly understood to mean a person who profits by exploiting others, the word itself has never appeared in the [state laws targeting them](#)."

THE CLARK CAUCUS

- **"Katherine Clark Discusses Her New Role As A Democratic Power Broker,"** by David S. Bernstein, **WGBH News**: "U.S. Rep. Katherine Clark of Melrose played a major role in the Democrats' recapture of the House, as recruitment vice chair for the Democratic Congressional Campaign Committee. She also thinks that experience gave her a pretty good idea of what her caucus peers need to do with that newfound control: namely, pass legislation following through on promises those successful new members [made on the campaign trail](#)."

FROM THE DELEGATION

- **"One Of The Democratic Stars Of 2018 Sharply Rebuked Her Party In A Private Meeting,"** by Darren Sands, **BuzzFeed News**: "Ayanna Pressley, the Representative-elect from Massachusetts' 7th Congressional District, offered a sharp rebuke of the Democratic Party in front of the party's biggest donors Tuesday, saying that she discovered a "mandate for hope" over the course her efforts to unseat an entrenched Democratic incumbent and campaigning for [insurgent candidates around the country](#)."

WARREN REPORT

- **"Plymouth area residents turn out for Town Hall meeting with Sen. Elizabeth Warren,"** by Dave Kindy, **WickedLocal Carver**: "Yes, progress is difficult in Washington, D.C., but it's not complete gridlock. That was one of

the messages delivered by U.S. Sen. Elizabeth Warren, D-Massachusetts, at a Town Hall meeting in Plymouth on Saturday, Dec. 8. A few hundred people attended the forum at Plymouth North High School as Massachusetts' senior senator touched on several topics and [answered questions from constituents](#)."

DATELINE MERRIMACK VALLEY

- **"Whistleblower: Columbia Gas Cut Corners Prior to Explosions," by Karen Hensel, NBC10:** "A 42-year Columbia Gas employee repeatedly raised alarms about policy changes and staff changes to his critical gas-pressure monitoring department, warning the changes could lead to catastrophe. Bart Maderios gave an exclusive interview to the NBC10 Boston Investigators in which he said he warned Columbia Gas's general manager, Frank Davis, and another senior employee, Dana Argo, that what he described as cutting corners would make [work on gas lines less safe](#)."

MARIJUANA IN MASSACHUSETTS

- **"Both Mass. pot shops are limiting purchases to manage supply," by Jessica Bartlett, Boston Business Journal:** "While one of the state's two recreational marijuana dispensaries has capped sales to individual customers since it opened last month, the other recently did the same due to supply concerns. Cultivate in Leicester has limited purchases to half an ounce total per person of recreational marijuana. When the store first opened to recreational sales on Nov. 20, it only restricted sales to the [state's legal limit of one ounce per person](#)."

- **"Massachusetts' third recreational pot shop to open Saturday in Salem," by Jordan Graham, Boston Herald:** "The first legal pot shop in the eastern part of Massachusetts will open Saturday, according to the company and city and state officials, but will only serve customers who make appointments. Alternative Therapies Group said it will open its Salem store to adult-use customers Saturday, the company said in a post on its website, after the Massachusetts Cannabis Control Commission [gave the go-ahead to open](#)."

- **"Massachusetts marijuana retail shops bring in \$7 million so far," by Gintautas Dumcius, MassLive.com:** "The two Massachusetts marijuana retail shops that are open have brought in a total of \$7 million since opening on

November 20. Numbers released by the state's Cannabis Control Commission say the two stores pulled in \$2.2 million over seven days in December. That's on top of \$4.8 million they took in the [first two weeks of operation](#)."

MOULTON MATTERS

- **"Seth Moulton may face a primary challenge as activists take aim," by Matt Stout, Boston Globe:** "US Representative Seth Moulton burst onto the Massachusetts political scene in 2014 by pursuing what few Democrats had openly considered: challenging, and beating, one of his own. But four years later, that same willingness to buck the top echelon of the party is stirring calls for Moulton to face his own primary challenge, potentially drawing the Salem Democrat into a fight his own supporters say [shouldn't be dismissed](#)."

- **"Pelosi on verge of deal with rebels to reclaim speakership," by Heather Caygle, Rachael Bade and John Bresnahan, POLITICO:** "House Minority Leader Nancy Pelosi is on the verge of a deal with Democratic rebels once intent on denying her the speakership, an accord that could deliver her the decisive votes needed to reclaim the gavel, according to multiple Democratic sources Tuesday. The California Democrat and some of her fiercest party critics have tentatively agreed to limit her speakership to four years at most, [these sources said](#)."

ABOVE THE FOLD

— [Herald](#): "GET THIS ON TRACK!" — [Globe](#): "As health costs rise, a push to curb ER visits," "T's top executive exits after 15 months," "OPEN HOSTILITIES."

FROM THE 413

- **"Comerford, Spilka focus on inequality on area listening tour," by Dusty Christensen, Daily Hampshire Gazette:** "It's no surprise that residents of western Massachusetts often feel ignored by Beacon Hill. But on Tuesday, at least, one of Beacon Hill's top lawmakers came to western Massachusetts. Senate President Karen Spilka, D-Ashland, visited the Hampshire, Franklin and Worcester Senate District on Tuesday, where she met with local leaders as part of a one-day listening tour focused on 'addressing inequality and [creating](#)

[lasting opportunity for all.](#)"

THE LOCAL ANGLE

- **"Government files over 18K pages in Mayor Jasiel Correia case,"** by Jo C. Goode, **Herald News:** "Federal prosecutors have handed Jasiel Correia II's defense team over 18,000 pages of discovery related to its investigation and the eventual indictment of the second term mayor, according to federal court filings. The joint memorandum signed by Correia's defense attorney Kevin J. Reddington and federal assistant U.S. attorneys Zachary R. Hafer and David G. Tobin was filed in the U.S. District Court of the District of Massachusetts Tuesday covering [approximately 18,256](#)."

- **"Councilors push pursuing hybrid election system,"** by Rick Sobey, **The Lowell Sun:** "Two city councilors who have listened to residents from across the city about their desired election models are pushing a hybrid election system ahead of next week's mediation session in federal court over the voter rights lawsuit. Lowell City Councilors Vesna Nuon and Edward Kennedy made a motion Tuesday evening for the city's attorneys, facing off with the plaintiffs next week, to propose a change to the city's electoral system -- from an at-large system to a [hybrid model of district and at-large](#)."

TRANSITIONS - Berkshire County District Attorney-elect Andrea Harrington names **Richard Dohoney** as deputy district attorney and **Jeanne Kempthorne** as chief of appeals and legal counsel to the district attorney.

HAPPY BIRTHDAY - to At-Large Boston City Councilor **Annissa Essaibi George**, WEEI's **Alex Reimer**, and **Jeff Goldstein**, MBA/MPA concurrent degree candidate at Dartmouth Tuck and Harvard Kennedy School

DID THE HOME TEAM WIN? Yes! The **Bruins** beat the Coyotes 4-3.

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BY STEPHANIE MURRAY

GOOD MORNING, MASSACHUSETTS. Happy Monday!

FIRST IN PLAYBOOK: THE FIGHT TO FUND EDUCATION — A coalition of lawmakers, advocacy groups, teachers and parents are coming to the State House on Wednesday to jumpstart the conversation around education reform.

The wide-ranging group hopes to get the ball rolling early to modernize the Chapter 70 formula that funds the state's public schools. And ahead of the press conference, state Sen. Sonia Chang-Díaz plans to file an education funding bill today or tomorrow called the PROMISE Act that will carry on the effort to reform the Chapter 70 formula that [died](#) at the end of formal session last summer.

"Every year that we wait as a legislature to act on a highly-vetted, highly-researched, highly-debated road map that this bipartisan group of experts has given us, is a year that students can't get back," Chang-Díaz told me in a recent interview.

The PROMISE Act would implement recommendations from a 2015 Foundation Budget Review Commission report, which found the state's public schools are underfunded by around \$1 billion per year. The bill deals with funding in four areas: health care, special education, low-income students and English language learners. Chang-Díaz is the lead Senate sponsor of the bill. In the House, Holyoke state Rep. Aaron Vega and Worcester state Rep. Mary Keefe will be the lead sponsors, she said.

"It's crucial that the PROMISE Act be passed in 2019 , that we get the job done in 2019 and not fall into the same pitfall of last session of leaving it until the last minute," Chang-Díaz said. "And it's crucial that it includes all four of

the finance reform provisions of the review commission — including and especially the equity provisions." Failure to come to agreement on how to address those last two provisions was part of what sank the bill last session.

The new bill is largely similar to last session's legislation, she said, but adds a few tweaks around how the state counts low-income students and a provision that affirms schools get at least their minimum proportion of state aid. The full name is "An Act Providing Rightful Opportunities and Meaningful Investment for Successful and Equitable Education."

Boston Mayor Marty Walsh and Holyoke Mayor Alex Morse will attend Wednesday's press conference at 11 a.m. in Room 428, as will members of the Massachusetts Teachers Association, the Massachusetts Association of School Committees, Boston's NAACP chapter, members of the Foundation Budget Review Commission, public school teachers, parents and students, and a number of other groups.

And there's plenty of Chapter 70 buzz. Education funding reform was central to the conversation last week as Gov. Charlie Baker, Senate President Karen Spilka and House Speaker Robert DeLeo were sworn in as Beacon Hill's "Big Three" leaders. In his [inaugural address](#), Baker said he'll offer plans to revamp the school funding formula when he unveils his budget proposal later this month.

"I'm delighted the governor is joining the table," Chang-Díaz said. "I hope he will do that in a way that's highly transparent and file it as standalone legislation rather than sort of buried within a budget proposal that deals with a thousand other things."

In Spilka's opening speech, which touched on education, the Senate leader [insisted](#) the time for incremental change is over. DeLeo also agreed education funding reform is [on his radar](#) heading into the 191st General Court.

So the big question is how lawmakers will try to do it — and when. But Chang-Díaz says she's hoping the Legislature can build on work from last session and get something on Baker's desk before 2020, especially in the face of increased political pressure from inside and outside the State House.

"We're not at the end of session. We're at the beginning of session. We don't have to start from scratch. There's no reason we can't pick up where we left off, which was pretty darn close to the finish line," Chang-Díaz said.

Have a tip, story, suggestion, birthday, anniversary, new job, or any other nugget for the Playbook? Get in touch: smurray@politico.com.

TODAY - Gov. Charlie Baker, Lt. Gov. Karyn Polito, Senate President Karen Spilka and House Speaker Robert DeLeo huddle for a leadership meeting. **Polito** celebrates Leominster Mayor **Dean Mazzarella's** 25th year as mayor. Unions representing **National Grid** workers vote on a tentative contract agreement with the utility. The **MBTA** Fiscal and Management Control Board meets. The **Supreme Judicial Court** hears arguments.

DATELINE BEACON HILL

- **"The Cost Of K-12 Education And Financing Health Care Loom Large At The State House — As They Did Last Year,"** by Mike Deehan, **WGBH News:** "The work of the 2019 Legislative session truly begins Monday afternoon when Democratic leaders from the House and the Senate meet with Gov. Charlie Baker to discuss the agenda for the coming months. There's an unc customary sense of agreement between the branches about what that agenda should be. However, there's little indication Beacon Hill's Big Three will find easy compromise on just how to tackle the big-ticket items of education funding and health care costs. You could be forgiven if that particular policy menu sounds familiar, as it's identical to the list of items lawmakers tried to [pass laws on at the end of last year's session](#)."

- **"STATE TAX HAUL PLUNGES IN DECEMBER BUT REVENUE CHIEF SEES JANUARY REBOUND,"** by Michael P. Norton, **State House News Service:** "Add plunging state tax collections to a list of concerns that has recently grown to include a volatile stock market, rising interest rates and increasing talk about when the next recession may hit. Tax receipts for the month of December alone missed the monthly benchmark by more than half a billion dollars, erasing months of above-benchmark collections and leaving collections \$108 million behind their targets midway through fiscal 2019, according to data released late Friday by the [Massachusetts Department of Revenue](#)."

- **"The state's biggest businesses line up to pay for Baker's inaugural parties," by Matt Stout, Boston Globe:** "Governor Charlie Baker has taken more than \$1.1 million from corporations, trade groups, and wealthy individuals to fund his multiday inaugural party, nearly doubling the haul his predecessor used for his own second-term celebration. Donor records filed by Baker's inaugural committee Thursday, the day Baker took his second oath of office, show the Republican raised \$875,000 in December alone, including from nearly two dozen who gave up to the committee's [self-imposed cap of \\$25,000](#)."
- **"OTR: Mass. Senate President talks tax hike potential," by Ed Harding and Janet Wu, WCVB:** "Karen Spilka discusses the possibility of new taxes for upgrades in areas such as education [funding reform and transportation](#)."

FROM THE HUB

- **"Regina Robinson Not Reappointed to Boston School Committee After Controversial Vote," by Bianca Vázquez Toness, WGBH News:** "The Boston school committee member replaced after abstaining from a controversial vote to close two high schools says she was 'surprised' by the move. Robinson, the dean of student affairs at Cambridge College, was the only school committee member to abstain from a Dec. 19 vote to close West Roxbury Academy and [Urban Science Academy in June](#)."
- **"Walsh looking to expand focus outside the city," by Brooks Sutherland, Boston Herald:** "Mayor Martin J. Walsh is unveiling a legislative package on housing that extends its focus beyond the City and targets statewide issues — a move one political pundit said is 'a great way to jump from mayor to a higher office.' The 14-bill package focuses on economic mobility and housing security, and is the first of four packages the mayor will send to the state [legislature in the new year](#)."
- **"Mass. hosts scrambling to comply with tough new short-term rental rules," by Tim Logan, Boston Globe:** "The state's decision last month to enact a law with some of the nation's toughest rules on short-term rentals has thousands of people who rent homes by the night scrambling to figure out how to comply. From Cape Cod to Boston to the Berkshires, individual hosts and

corporate owners are sorting through the state regulations, which establish taxes and registration requirements for units that aren't covered by traditional one-year leases. In Boston, separate rules that sharply restrict who can rent homes for the short term [add another layer of complexity](#)."

- **"Arlington asks MassDOT to remove spikes keeping homeless from sleeping under Route 2 bridge,"** by John Hilliard and Aimee Ortiz, **Boston Globe**: "Town officials were unhappy to discover that the state transportation department had installed two rows of metal spikes underneath a Route 2 bridge to keep homeless people from sleeping under the structure and have asked they be removed, said a top official Sunday. The bridge crosses the Minuteman Commuter Bikeway [near the Alewife MBTA station](#)."

-**THE MORE YOU KNOW: "The Story Behind Ocasio-Cortez's Dancing Video—from Those Who Made It,"** BU Today: "It was a quiet winter week for Eric Baker (COM'13) and Raul Fernandez (COM'00, Wheelock'16)—until their phones started blowing up. A silly four-minute dance video they helped make eight years ago on the rooftop of the College of Arts & Sciences at Boston University was suddenly all the rage on YouTube. In a matter of 48 hours, it went from having about 50,000 views on Wednesday to almost 2 million by Friday. What happened? [Alexandria Ocasio-Cortez happened](#)."

DAY IN COURT

- **"Questions surface over Kevin Spacey's 'secret court' hearing,"** by Matt Rochealu, **Boston Globe**: "The Academy Award-winning actor Kevin Spacey has tried to limit publicity about recent sexual assault charges against him, and officials in the Massachusetts judiciary seem largely to have refused him preferential treatment. But the Globe has found that in the months leading up to his arraignment — set for Monday — the actor's lawyers were given a special opportunity to have his case reviewed in a mini-trial-type setting where potential charges can be dropped and [records kept out of public view](#)."

WARREN REPORT

- **"Senate Dems keep distance from Warren campaign,"** by Burgess Everett, **POLITICO**: Senate Democrats aren't ready for Elizabeth Warren. The Massachusetts Democrat electrified some in the liberal grassroots when she

became the first senator to enter the race to take on President Donald Trump. But her colleagues aren't leaping to support her — or anyone else in the Senate, for that matter. Even Sen. Ed Markey isn't ready to endorse his fellow Massachusetts Democrat, [at least not yet](#)."

- **"Warren regains footing in Iowa blitz," by Natasha Korecki, POLITICO:** "Just two months ago, Sen. Elizabeth Warren risked political backlash here by opting to avoid a trip to Iowa during the critical midterm elections — the only major potential 2020 candidate to do so. But less than a week into the new year, Warren already flipped that on its head, becoming the first major candidate to land on the ground in the first-in-the-nation presidential caucus state, lapping up media attention, locking down key staff and organizers, and [capitalizing on pent-up 2020 Democratic excitement](#)."

- **"Five Big Takeaways From Elizabeth Warren's Trip To Iowa," by Adam Reilly, WGBH News:** "Elizabeth Warren hadn't visited Iowa since 2014 — a long time away, for someone who seems to have been pondering a presidential bid for a while now. But she traveled there immediately after announcing her presidential exploratory committee, crisscrossing the state from Friday to Sunday to hold five public events. I've been following Warren throughout, from Council Bluffs to Sioux City to Storm Lake to Des Moines — and I've picked up on a few key themes that anyone interested in Warren's nearly-official presidential campaign [would do well to ponder](#)."

- **"'It is a pleasure to blog with you': Elizabeth Warren's early years online," by Jack Bohrer, NBC News:** "Long before Sen. Elizabeth Warren, D-Mass., was exploring a run for president, she was a Harvard Law School professor with a side gig: blogger. Warren's posts offer an unguarded look at her policy passions and withering critiques of corporate influence in government — including stinging barbs for a major potential 2020 rival, [former Vice President Joe Biden](#)."

- **"Elizabeth Warren nabs Obama's chief digital strategist, beefs up national staff," by MJ Lee, CNN:** "Massachusetts Sen. Elizabeth Warren has hired Barack Obama's former chief digital strategist to help lead her emerging 2020 presidential campaign and has also recruited a Democratic operative with deep experience in Southern politics ahead of a long primary. Joe Rospars, who led former President Obama's digital strategy in both 2008 and 2012, has

joined Warren's newly launched presidential exploratory committee in a senior capacity, according to [two sources familiar with staffing](#)."

FROM THE DELEGATION

- **"Pressley requests back pay for federal contract workers," by John Hilliard, Boston Globe:** "US Representative Ayanna Pressley called on congressional leaders of both parties Sunday to provide back pay for thousands of furloughed federal contract workers who have gone without a paycheck since the start of a partial government shutdown last month. In a letter sent Sunday to House and Senate leadership, the Boston Democrat called for an immediate solution to the partial shutdown, which has caused more than 850,000 workers to be furloughed or be [required to work without pay](#)."

- **"Lori Trahan helped set a mark for women elected to Congress. Here's what makes her tick," by Matt Stout, Boston Globe:** " She's now part of a historic wave of diversity in Congress, and one of a record-high four women sworn in Thursday to represent Massachusetts. It's a group defined by Elizabeth Warren's star power, Ayanna Pressley's history-making entrance, and Katherine Clark's rising profile. Trahan, who emerged from a 10-Democrat primary by a mere 145 votes, may be the most inconspicuous among them. Amid an era of political fire-breathers, she's guided by pragmatism, said friends and colleagues. As progressives call for blood, she hews to moderation, [in politics and tone](#)."

- **"Jim McGovern is overhauling the House rules. Here's what you need to know about the changes." by Nik DeCosta-Klipa, Boston.com:** "The saying may be that democracy dies in darkness. But Rep. Jim McGovern has joked that over the past few years it's actually the House Rules Committee 'where democracy goes to die.' As the ranking Democrat on the Rules Committee under Republican leadership, McGovern frequently protested the majority party's historic lack of [openness in the legislative process](#)."

- **"Warren, Markey call for Columbia Gas to repair damaged roads," by Andrew Stanton, Boston Globe:** "Senators Elizabeth Warren and Ed Markey sent a letter on Friday to Columbia Gas and parent company NiSource calling on them to repair more than 70 miles of damaged roads and sidewalks in Lawrence, Andover, and North Andover. The letter comes after dozens of fires

and gas explosions ripped through homes and businesses served by Columbia Gas in Lawrence, Andover, and North Andover in September, killing an 18-year-old and injuring about [two dozen other people](#)."

TRUMPACHUSETTS

- **"Gas investigation on hold amid shutdown,"** by Christian M. Wade, **Eagle-Tribune**: "The partial shutdown of the federal government has put the brakes on the National Transportation Safety Board's investigation into the Merrimack Valley gas disaster. With the impasse over funding for a wall on the Mexican border entering its third week, hundreds of thousands of federal workers have been furloughed or are working without pay, as funding to run agencies has dried up. That includes investigators and other employees at the NTSB, which probes natural gas explosions as well as transportation accidents. The lapse of funding means the agency with more than 450 employees has been reduced to a skeleton staff of mostly department heads, [with ongoing investigations suspended](#)."

DATELINE MERRIMACK VALLEY

- **"Charlie Baker tours Merrimack Valley to promote businesses affected by gas explosions,"** by Laura Crimaldi, **Boston Globe**: "On Saturday afternoon, Governor Charlie Baker tried to help Naghibi with his predicament, stopping into Chama Grill with Lieutenant Governor Karyn Polito and other staff members to generate publicity for the business. The visit was part of an afternoon tour by the Baker administration of restaurants and stores affected by the Sept. 13 gas disaster and marked the culmination of inaugural activities for the governor, who was sworn in for a [second four-year term Thursday](#)."

ABOVE THE FOLD

— [Herald](#): "CUE THE COURTHOUSE," — [Globe](#): "Spacey got special hearing," "Bolton offers new approach on Syria."

THE LOWELL CONNECTOR

- **"Word of Hoey DPW contract plowed under,"** **The Lowell Sun**: "IT DIDN'T take new state Rep. Tami Gouveia long to start making a splash at the

Statehouse. Upon being sworn in Wednesday, the Acton Democrat immediately broke with the majority of her Democratic colleagues and voted against Speaker of the House Robert DeLeo. Gouveia was among eight Democrats who voted 'present' instead of supporting the [six-term incumbent speaker](#)."

THE LOCAL ANGLE

- **"Low pay, economy shrinking substitute teacher market in Central Mass."** by **Scott O'Connell, Telegram & Gazette**: "Substitute teachers are increasingly hard for local districts to find, as low pay and a healthy economy dry up the pool of potential applicants in the region. Across Central Massachusetts, subs generally can expect to be paid under \$100 to teach a full day of classes in most districts, even if they have a college degree and are [certified to be a teacher](#)."

- **"Norton voters to face ballot question on charter commission,"** by **Stephen Peterson, Sun Chronicle**: "Voters at the April 23 annual town election will be facing more than electing the usual slate of town officials. They will also be voting on whether to establish a charter commission to study local government and recommend changes. An accompanying ballot question will ask them to [elect nine members to the commission](#)."

TRANSITIONS - State Sen. Edward Kennedy names **Patti Kirwin-Keilty** chief of staff, **Phil Geoffroy** as legislative director, **Jennifer Myers** as communications director and **Frank Munro** as constituent services and policy director.

HAPPY BELATED BIRTHDAY - to **Natalie Boyse**, special assistant in the office of the assistant secretary for public affairs at HHS, who celebrated Sunday.

DEPARTMENT OF CORRECTIONS: In Friday's SPOTTED section, Dominick Ianno's name was misspelled (with some Game of Thrones flair), and Fred Laskey is the current MWRA chief, not the former one. Sorry!

NEW: POLITICO is now accepting applications for its 2019 session of PJI, a 10-day intensive in journalism training with opportunities to publish on the POLITICO site. More than a dozen students are selected each year for this

all expense-paid program, which is offered in partnership with American University and the Maynard Institute. At the conclusion of the program, two students are invited back for a full-time paid internship in the POLITICO newsroom. [Apply online now!](#)

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BY

GOOD MORNING, TITLETOWN, U.S.A.

COMING TO A TV NEAR SPRINGFIELD — The billionaire-funded group dedicated to impeaching President Donald Trump will launch a six-figure television ad buy in Springfield today. Tom Steyer's Need to Impeach campaign is targeting Rep. Richard Neal's district in an effort to get the House Ways and Means chairman to move forward with impeaching the president.

Need to Impeach is spending \$109,000 on the two-week [ad buy](#), and plans to hire paid staff and launch a door-to-door canvassing effort. And next week, Steyer will be in Springfield on Feb. 12 for a town hall to talk about his push for impeachment.

"It's time to hold Donald Trump accountable, and we can do our part here in Massachusetts. All we need is our Congressman Richard Neal to be with us," the ad says. "Neal can subpoena Trump's tax returns and vote to start impeachment hearings against the most lawless and corrupt president in American history."

For his part, Neal has repeatedly said Congress should "[avoid the emotion](#)" of the moment and says he is preparing a case to request Trump's tax returns in a careful, methodical way. The 30-second Need to Impeach ad targeting Neal includes a phone number, which connects the caller to an automated voice that thanks them for urging Neal to start impeachment proceedings and asks for a zip code. Need to Impeach is targeting four other House committee chairs to start impeachment proceedings against Trump. The group held a summit in Washington last week and delivered "articles of impeachment" to Neal's office, according to a Need to Impeach spokesperson.

Have a tip, story, suggestion, birthday, anniversary, new job, or any other nugget for the Playbook? Get in touch: smurray@politico.com.

TODAY - Acting Gov. Karyn Polito, House Speaker Robert DeLeo, Senate President Karen Spilka, Massachusetts Black and Latino Legislative Caucus chair Rep. Carlos Gonzalez, Treasurer Deborah Goldberg and Reverend Talbert Swan hold a Black Excellence on the Hill event at the State House. **Polito, DeLeo and Spilka** hold a weekly leadership meeting.

State Sen. Jamie Eldridge and State Sen. Joe Boncore tour the Nexamp, Inc. headquarters in Boston with **state Rep. Aaron Michlewitz, state Rep. Shawn Dooley** and Boston City Councilors **Annisssa Essaibi George and Matt O'Malley**. **Rep. Joe Kennedy III** talks 'moral capitalism' at the John T. Dunlop Memorial Forum in Cambridge.

DATELINE BEACON HILL

- **"Relenting to courts, state will not block reinstatement of some firearm licenses," by Matt Stout, Boston Globe:** "In a reversal, Governor Charlie Baker's administration has told local police chiefs it will not block the court-ordered reinstatement of certain firearm licenses, opening up a new front in a legal fight that could touch hundreds of prospective gun owners. After initially resisting judicial rulings, the state has moved to process the permits of at least a dozen people who had their licenses stripped, even though the state had once [cleared them to own a firearm](#)."

FROM THE HUB

- **"Bay State Dems call on Northam to resign over racist photo," by Sean Philip Cotter, Boston Herald:** "More and more top Democrats — including members of the Massachusetts delegation — are calling on embattled Virginia Gov. Ralph Northam, one of their own, to leave office after a bizarre couple of days in which he first apologized for and then denied he was in a racist yearbook photo. Massachusetts U.S. Sen. Edward J. Markey tweeted Sunday, 'For the sake of his constituents and plain decency, Governor Northam should resign. Defiance in the face of near universal agreement is either ignorance or arrogance. [Both are intolerable](#).'"

- **"Ideas on increasing diversity at State Police draw criticism," by Matt Rocheleau, Boston Globe:** "How do you improve diversity and equity at the Massachusetts State Police, where eight in 10 troopers are white men, no minorities hold high-ranking positions, and numerous discrimination complaints have been filed? That was the weighty question a special commission studied throughout the fall before issuing several recommendations at the end of December. But the group's proposals have sparked criticism. Detractors, including a trooper who served on the commission, say the ideas won't bring [nearly enough change](#)."
- **"Stricter background checks could ensnare thousands of child care workers," by Kay Lazar, Boston Globe:** "Should someone convicted of assault for a schoolyard brawl decades ago be banned from working in child care? What if that person was charged but never convicted? A sea change in state and federal laws governing criminal background checks for child care workers, intended to improve safety in day care, could force out thousands who have a prior offense, even if they've worked [without problems for years](#)."
- **"At A Boston Mosque, Baker Gets A Warm Reception," by Isaiah Thompson, WGBH News:** "The Islamic Society of Boston Cultural Center, the largest mosque in New England, is no stranger to Massachusetts politicians: Mosque leaders attended the swearing-in of Massachusetts Attorney General Maura Healey this year; and mosque Imam Shaykh Yassir Fahmy offered a benediction at Boston Mayor Marty Walsh's recent State of the City address. But Massachusetts Governor Charlie Baker's visit to the mosque Friday was, according to mosque leaders, the first time a sitting Republican Massachusetts governor visited a mosque here — and Baker [received a warm welcome](#)."
- **"Wynn CEO reassures investors Everett casino will open on time," by Jon Chesto, Boston Globe:** "The Massachusetts Gaming Commission hasn't given Encore Boston Harbor the green light yet. But that isn't stopping Wynn Resorts from reassuring investors the \$2.6 billion casino is still scheduled to open in June, as planned. Wynn's chief executive, Matt Maddox, crowed to analysts on Wednesday that the company was on track for a June 23 opening, despite an unresolved state investigation. A major financial boost for Wynn, he promised, is just [five months away](#)."
- **"Massachusetts Will Likely Wait To Recoup Unpaid Conn. Tolls," by**

Susan Haigh, Associated Press: "Massachusetts Gov. Charlie Baker wants Connecticut to help his administration collect millions of dollars in unpaid highway tolls, calling for a reciprocity agreement with neighboring state officials. But the Republican may have to wait to see whether 2019 is the year Connecticut lawmakers finally vote to implement [some form of tolling](#)."

ON THE STUMP

- **"Spending On Statewide Campaigns In 2018 Down From Last Cycle," Associated Press:** "Candidates for statewide office in Massachusetts spent \$26.4 million during the last election cycle, a big number but 20 percent less than what was spent by statewide candidates four years ago. That's according to figures released by the state Office of Campaign [and Political Finance](#)."

TRUMPACHUSETTS

- **"LIVELY CONSIDERING 2020 RUN FOR CONGRESS IN ANY DISTRICT," by Matt Murphy, State House News Service:** "Conservative and controversial pastor Scott Lively says he's considering running for Congress in 2020, and also hasn't ruled out another run for governor after earning 36 percent of the Republican primary vote in the 2018 election against Gov. Charlie Baker. Lively, an anti-gay Springfield pastor and ardent supporter of the president's, said his goal is not only to win, but to 'deliver' Massachusetts for President [Donald Trump in 2020](#)."

WARREN REPORT

- **"Warren flexes muscles with campaign kickoff tour," by Natasha Korecki, POLITICO:** "Sen. Elizabeth Warren is preparing a robust launch to her presidential campaign in her home state of Massachusetts next week, followed by a six-state, cross-country tour that will take her to four early presidential states, key Southern states and delegate-rich California, where an early primary is becoming an critical calculation to [2020 Democratic aspirants](#)."

- **"Cherokee Nation says Warren apologized for DNA test," by Caitlin Oprysko, POLITICO:** "Sen. Elizabeth Warren has apologized to the Cherokee Nation for her widely panned decision to promote DNA test results showing

traces of native ancestry, the tribe said Friday. 'We are encouraged by this dialogue and understanding that being a Cherokee Nation tribal citizen is rooted in centuries of culture and laws, not through DNA tests,' said Julie Hubbard, executive director of communications [for the Cherokee Nation](#)."

- **"2020 Democratic holdouts wait for Harris, Warren to trip," by David Siders, POLITICO:** "Beto O'Rourke has no timetable for deciding if he'll run for president. Terry McAuliffe could stay on the sidelines until March, and Steve Bullock just opened a Montana legislative session that likely would push back any announcement as far as April or May. Amid a series of high-profile campaign announcements in January — and with Cory Booker's entry Friday continuing the push this month — another class of Democrats is lying in wait. They say they just haven't decided. But they're also sizing up the emerging field — and hoping for one or more of the early [front-runners to stumble](#)."

- **"Soak the rich? Americans say go for it," by Ben White, POLITICO:** "The prospect of 70 percent tax rates for multimillionaires and special levies on the super-rich draw howls about creeping socialism and warnings of economic disaster in much of Washington. But polling suggests that when it comes to soaking the rich, the American public is [increasingly on board](#)."

2020 WATCH

- **MEANWHILE IN NEW HAMPSHIRE:** "In N.H., Senator Kirsten Gillibrand reaches out to voters with a populist message," by Jeremy C. Fox, **Boston Globe:** "US Senator Kirsten Gillibrand espouses liberal views on many issues — she supports Medicare for all, comprehensive immigration reform, and 'common-sense' gun control laws — but the New York Democrat also describes herself as able to find common ground with Republicans, even in this era of hyperpartisanship. On Gillibrand's initial visit as a potential presidential candidate in the state with the first-in-the-nation primary, she presented herself Saturday as brisk and focused, but enough of a regular person to pause retail politicking for some retail therapy, trying on and buying a blue dress with a subtle floral pattern — [off the sale rack](#)."

- **"The 'Draft Beto' campaign started in a diner in Dorchester," by James Pindell, Boston Globe:** "More than 2,300 miles from El Paso, Texas, the hometown of former US Senate candidate and Democratic Party rock star Beto

O'Rourke, three friends gathered in November for a late breakfast at Victoria's Diner behind the South Bay shopping center in Dorchester. Through text messages and conference calls, the trio of thirtysomething Massachusetts political operatives had been celebrating and commiserating about Democratic wins and losses around the country — but the conversation kept coming back to O'Rourke, the 46-year-old, three-term US representative who used social media to raise more money than any other [Senate candidate in history](#)."

MOULTON MATTERS

- **"Inside the Midterm Misstep That May Haunt Seth Moulton," by Hanna Trudo, National Journal:** "Ahead of his trip to Bedford on Saturday, interviews with nearly a dozen Democratic Party operatives, activists, and former campaign staffers in the first-in-the-nation primary state reveal a misstep that could play an outsized role in determining Moulton's showing here should the ambitious congressman from neighboring Massachusetts [decide to run for president](#)."

- **"Seth Moulton dances around 2020 talk in brief N.H. visit," by James Pindell, Boston Globe:** "Representative Seth Moulton traveled Saturday across the state's northern border, where he introduced himself to major Democratic activists in the first-in-the-nation presidential primary state. It was just unclear why he came. With roughly a year to go until the 2020 New Hampshire primary, a number of potential candidates are hiring local staff and crisscrossing the state, like Senator Kirsten Gillibrand of New York was scheduled to do all weekend. But as Moulton, 40, took questions for about 45 minutes from the crowd of 50 in a house on a quiet cul-de-sac, the Salem Democrat never even winked at whether he would be the second person from Massachusetts [to seek the presidency](#)."

ABOVE THE FOLD

— [Herald](#): "THE JOY OF SIX" — [Globe](#): "DYNASTY ROLLS ON," "Pats rock Rams, tie title record."

FROM THE 413

- **"Senator proposes new office," by Grace Bird, Greenfield Recorder:**

"Western Massachusetts is brimming with opportunities to get outdoors during every season — there's skiing, fishing, hiking, even hot-air ballooning. The problem, according to Sen. Adam Hinds, D-Pittsfield, is that these activities aren't well-known. To raise awareness about outdoor activities in Massachusetts, Hinds has filed a bill that would create an Office of Outdoor Recreation. The office would operate within the Executive Office of Energy and Environmental Affairs. The Executive Office declined to comment, as [the legislation is pending](#)."

- **"McGovern vows not to accept corporate money," by Luis Fieldman, Daily Hampshire Gazette:** "Since Democrats won the majority in the U.S. House of Representatives following the 2018 midterm elections, campaign and ethics law reform has emerged as a legislative priority. On Saturday, U.S. Rep. Jim McGovern held a town hall event at the World War II Club to address the powerful influence that major corporations have on American politics - and pledged to no longer [accept corporate donations](#)."

- **"Long-distance lockup | Out-of-county jail deepens women's woes," by Heather Bellow, Berkshire Eagle:** "While sending women to the Chicopee jail solves a logistics problem for the Berkshire County sheriff, it results in a system that treats women in custody differently than men, making it harder and more expensive for them to remain in touch with families and complicating their [access to legal representation](#)."

THE LOCAL ANGLE

- **"Derailed bid to restore historic Worcester Market is a tale of 'what might have been,'" by Mark Sullivan, Telegram & Gazette:** "It's the building the downtown redevelopment boom forgot. The Worcester Market at 627 Main St. is one of the city's most remarkable landmarks. With its glazed terracotta exterior decorated with medallions of rams' heads and game birds, its name spelled out in ornate lettering crowned by a high-relief steer's head, the store was perhaps the largest indoor market of its kind in the country when it was built in 1914, and a prototype of the modern supermarket. However, an ambitious plan in 2017 to restore the building as a Faneuil Hall-style public market did not get off the ground, when the prospective buyer could not reach a [deal with the landlord](#)."

- **"National Park employees 'excited to be back' to work," by Aimee Chiavaroli, New Bedford Standard-Times:** "The New Bedford Whaling National Historical Park staff is happy to be back to work and looking forward to monthly programs following the end of the record-long government shutdown. 'The staff was excited to be back. We had volunteers show up for their shifts as soon as we opened. Lots of people sent emails and left voicemails welcoming us back and the visitor center staff said there was a celebratory feel to the week,' said Jennifer Smith, acting superintendent at the park, via text message [on Sunday afternoon](#)."

SPOTTED: Sen. Ed Markey and Dr. Susan Blumenthal on Sunday afternoon at Bethesda Row Cinema watching "Vice."

HAPPY BELATED BIRTHDAY - to Boston Police Commissioner **William Gross**, who celebrated Friday, and **Rep. Ayanna Pressley**, who celebrated Sunday.

HAPPY BIRTHDAY - to **David Edelman**, director of MIT's Project on Technology, Economy & National Security, and Gov. Charlie Baker's senior adviser **Tim Buckley**.

DID THE HOME TEAM WIN? Yes!!! The **Patriots** beat the Rams 13-3 to win the Super Bowl!

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From: [Lauren Dezenski](#)
To: achapdelaine@town.arlington.ma.us
Subject: (Archive Copy) POLITICO Massachusetts Playbook: Eye on 2020 — CLARK, House Dem women launching new PAC — A fond farewell
Date: Friday, September 21, 2018 7:02:01 AM

09/21/2018 07:00 AM EDT

By Lauren Dezenski (ldezenski@politico.com; @laurendezenski)

TGIF, MASSACHUSETTS.

THANK YOU AND GOOD MORNING — After more than three years of arriving in your inboxes every morning, I am officially signing off. It has been such an honor to work with so many of you, hearing from you about news tips, birthdays, or an occasional messed up sports score (I somehow never managed to get the hang of that). Your loyal readership made writing this newsletter incredibly rewarding and I hope you continue to follow my next steps with CNN (which also happens to involve a newsletter: [The Point](#)). I have had a blast covering Massachusetts and while I'm heading south to DC to cover national politics, I'll always be thankful of one very important thing: That there is **always** a Massachusetts connection. Thank you for reading — and please stay in touch!

EXCLUSIVE: NEW MASSACHUSETTS PLAYBOOK WRITER! From the editors: As Lauren Dezenski leaves us, we're excited to announce that **Stephanie Murray** will be taking the reins of POLITICO Massachusetts Playbook starting Oct. 1. Stephanie is no stranger to the Playbook audience — she anchored Massachusetts Playbook several times over the past few months, and just finished a successful stint on our Washington, D.C. breaking news desk. A political reporter born and raised in Massachusetts, Stephanie is an alum of the State House News Service, where she covered Massachusetts government as an editorial assistant. While in college, Stephanie cut her teeth doing local news reporting for the Daily Hampshire Gazette and the Lowell Sun. Stephanie is a proud graduate of the University of Massachusetts Amherst, where she was the editor in chief of the student-run Amherst Wire.

RELATED PROGRAMMING NOTE: Massachusetts Playbook will not publish next week — we'll be back Oct. 1 with a new look to the newsletter.

OK, BACK TO THE NEWS: EYE ON 2020, POLL EDITION — The latest crop of Massachusetts' main export (presidential candidates) got a 2020 size-up yesterday thanks to a fresh [poll](#) from the Boston Globe and Suffolk University.

Rep. **Seth Moulton**, Sen. **Elizabeth Warren**, former Gov. **Deval Patrick**, Rep. **Joe Kennedy III**, and former Sen. **John Kerry** were tested; Patrick had the highest support in terms of running for president, with 38.4 percent saying he should run for president in 2020. He was followed by Kerry at 33.2 percent, Warren at 32 percent, Kennedy at 30.4 percent, and Moulton bringing up the rear with 17.2 percent.

The RNC has already jumped on the poll results as bad news for Warren alone, sending in an email blast "She's running. But the people who know her best don't want her to. ... Shockingly, even failed candidate John Kerry and former Gov. Deval

Patrick garnered more support for their potential 2020 bids."

The poll also floated a hypothetical match-up sure to set #mapoli tongues wagging. It asked, "If Congressman Seth Moulton challenged Senator **Ed Markey** in the 2020 Democratic primary for US Senate, would you vote for Ed Markey or Seth Moulton? Or would you not vote in the Democratic primary?" The majority of respondents - 44.8 percent - responded they are undecided in whom they would support. Markey clocked in an unremarkable 24.02 percent while Moulton showed 17.78 percent support.

Moulton has made no public moves to indicate an interest in a jump to the Senate, though if he did (we still have a long time until 2020) his proclivity in taking on an [incumbent](#) could prove helpful should he decide to attempt to dislodge the junior senator.

Have a tip, story, suggestion, birthday, anniversary, new job, or any other nugget for the Playbook? Get in touch: smurray@politico.com.

TODAY - NiSource President and CEO **Joe Hamrock**, Gov. **Charlie Baker**, LG **Karyn Polito**, Lawrence Mayor **Dan Rivera**, North Andover Town Manager **Andrew Maylor**, Andover Town Manager **Andrew Flanagan**, and other public safety officials for a press conference regarding restoration of utility service for the impacted area in Greater Lawrence, continued community support and the replacement plan for the gas pipeline system — Sen. **Elizabeth Warren** travels to Lawrence, first visiting the Olde Station Square Building for a meeting with Lt. **Governor Karyn Polito** and Lawrence Mayor **Dan Rivera** to discuss recovery efforts following the Merrimack Valley Gas Disaster last week. Afterward, Warren will visit with families impacted by the gas explosions at a cookout hosted by the Lawrence Housing Authority — Rep. **Joe Kennedy** III continues his midwestern swing, this time traveling to Indiana where he will attend a luncheon for the Indiana Democratic Party before keynoting the St. Joseph County Democrats' Annual gala in the evening.

ON THE STUMP —

NEW THIS MORNING - Rep. **Katherine Clark** and House Democratic **Women Launch ELECT DEMOCRATIC WOMEN PAC**, from **Clark's office** : "Congresswoman Katherine Clark and leading female Members of Congress announced the launch of a new political organization entitled 'Elect Democratic Women.' The new organization was formed to elect more pro-choice Democratic women to Congress and to build a base of support to ensure female incumbents are re-elected in the years to come. ... The organization is raising funds for women candidates within the DCCC's Red to Blue program like Mikie Sherrill, Lauren Underwood, and Katie Hill. In addition to Congresswoman Clark, the organization was formed by Reps. Lois Frankel (D-FL), Joyce Beatty (D-OH), Julia Brownley (D-CA), Cheri Bustos (D-IL), Annie Kuster (D-NH), and Lucille Roybal-Allard (D-CA)."

- "**Paul Reville: Gonzalez's Endowment Tax Plan Is 'Spectacularly Bad,'**" by **Jason Turesky, WGBH**: "Paul Reville, former state secretary of education and professor at the Harvard Graduate School of Education, called gubernatorial candidate Jay Gonzalez's proposal to tax college endowments to raise funds for transportation and education "spectacularly bad" [on Boston Public Radio Thursday](#)."

- "**Gov. Charlie Baker's campaign decision to decline Western**

Massachusetts debate called 'disgrace,'" by Gintautas Dumcius, Masslive.com: "Gov. Charlie Baker is continuing to see incoming fire over the lack of a gubernatorial debate in Western Massachusetts. ... 'I think it's a disgrace,' said state Sen. Eric Lesser, a Longmeadow Democrat who has clashed with the governor. ['It's a slap in the face.'](#)"

- **"Caccaviello to mount write-in campaign," by Linda Enerson, CommonWealth Magazine:** "The incumbent district attorney in Berkshire County, who came in second in the three-person Democratic primary, says he is not giving up and plans to run for the office as a write-in candidate. ... Paul Caccaviello said he felt compelled to continue his campaign because of the lack of prosecutorial experience of the Democratic primary winner, Andrea Harrington. 'This is the chief law enforcement officer. She has never prosecuted a case in court, so that is causing a lot of concern for people,' [he said in a telephone interview.](#)"

- **"Suffolk DA rivals set to face off," by Alexi Cohan, Boston Herald:** "Suffolk district attorney Democratic candidate Rachael Rollins and independent rival Michael Maloney will be squaring off in a debate — and Maloney is signaling it'll be a UFC bout, [gloves off and no holds barred.](#)"

DATELINE MERRIMACK VALLEY —

- **"Gas service could take 'several months' to restore in Merrimack Valley," by Milton J. Valencia and Matt Rocheleau, Boston Globe:** "Columbia Gas said Thursday that restoration of gas service across the Merrimack Valley could take 'several months,' a dark new prediction for local business owners and residents as frustrations continue to grow with the company [amid uncertainty over the future.](#)"

- **"Tsongas Talks About Merrimack Valley Explosions, Midterms And Kavanaugh Allegations," by Paris Alston and Anthony Brooks, WBUR:** "A lot has been going on in Massachusetts' 3rd District lately. ... The winner of that race will replace outgoing Rep. Niki Tsongas, who is retiring at the end of the current term. Tsongas discusses the latest coming out of the 3rd District, as well as the upcoming midterm elections, sexual assault allegations against Supreme Court nominee Brett Kavanaugh, [and her time in office.](#)"

DATELINE BEACON HILL —

- **"Marijuana stores unlikely to open until late October or November," by Dan Adams, Boston Globe:** "Recreational marijuana stores in Massachusetts are unlikely to open until the end of October or even later, after the state's Cannabis Control Commission on Thursday [failed to issue final licenses as hoped.](#)"

- **"Health Policy Commission asked to review nurse staffing ballot question," by Shira Schoenberg, Springfield Republican:** "An association representing Massachusetts' health insurers has asked the state Health Policy Commission to provide a [cost estimate for the nurse staffing ballot question.](#)"

- **"Mass DPU rejects AG Healey request for National Grid pipeline safety investigation," by Mary C. Serreze, Springfield Republican:** "A state regulatory agency has sidestepped a request from Attorney General Maura Healey for a full investigation into National Grid's pipeline safety practices since the company [locked out 1,250 union workers on June 25.](#)"

FRONT PAGE PLAY — [Herald](#): "WIDOW'S RAGE" — [Globe](#): "Accuser said she'd testify, but not Monday," "PURIFYING THE CHURCH," "FIRST STEP FOR SOX," "Local company finds itself in filmmaker's crosshairs," "In poll, Warren gets little Mass. backing for 2020," "From Broadway to Boston, 'Hamilton' is still a revolution."

THE LOCAL ANGLE —

- "A clash of housing visions," by Michael Jonas, Commonwealth

Magazine: "Several hundred advocates from across the country are descending on Roxbury Community College beginning Friday for a conference committed to the idea of building more housing to relieve a crunch that is pricing people out of booming coastal cities like Boston. The YIMBYtown convention is the national ingathering of a new movement - this is just the third annual conference of the group — fighting the not-in-my-backyard stance toward new housing that [often greets development proposals](#)."

- "Racist graffiti in Lanesborough spurs police investigation," by Amanda

Drane, Berkshire Eagle: "Lanesborough Police are investigating a vandalism Wednesday that left racist graffiti spray-painted on a man's garage door. ... Police Chief Timothy Sorrell said Thursday that no arrests had been made in what [local politicians called an 'ugly' incident](#)."

HAPPY BIRTHDAY — Cass Sunstein, professor at Harvard and an Obama WH alum who is working on a new book with Daniel Kahneman and Olivier Sibony

HAPPY BIRTHWEEKEND — to future Massachusetts Playbook author **Stephanie Murray**, who celebrates on Saturday, and Sunday birthday-er and chief of staff for Boston City Councilor Annissa Essaibi George, **Alana Olsen**.

DID THE HOME TEAM WIN? Yes! - The Red Sox defeated the dreaded Yankees 11-6.

ONE LAST LAP - We're taking a farewell victory lap this week for Lauren Dezenski's very last episode of The Horse Race before she moves to Washington D.C. to join CNN. As the third congressional race finally came to its close, we welcomed **Chris Lisinski** of the Lowell Sun to give us a rundown of the recount madness. Then we looked to our expert ballot guest **George Cronin** to get caught up on upcoming general ballot questions. **John Walsh**, Mass Democratic party legend gave us some insiders insight on the new Reason to Believe PAC and what we can expect in the general election. For a special fourth segment, **Steve Koczela** further breaks down the Congressional and Governors elections with a recent Suffolk University and Boston Globe poll. And finally, our something to watch focuses on Lauren's last few years in Massachusetts and what we can expect from her move to the Capitol. Subscribe and [listen on iTunes](#) and [Sound Cloud](#)

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FOR MORE political and policy news from Massachusetts, check out: <http://politi.co/1qNSIWx>

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To view online:

<https://www.politico.com/newsletters/massachusetts-playbook/2018/09/21/eye-on-2020-poll-edition-clark-house-dem-women-launching-new-pac-a-fond-farewell-309235>

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From: [Julie Flaherty](#)
To: [Adam Chapdelaine](#); dianemahon@verizon.net
Subject: (Archive Copy) Re: Fwd: [ArlingtonDems] local issue
Date: Wednesday, June 12, 2019 11:51:03 AM

Thank you for sharing this.

Julie Flaherty

Acting Chief of Police
Arlington Police Department
112 Mystic Street
Arlington, Massachusetts 02474
781 316 3901

From: "Adam Chapdelaine" <AChapdelaine@town.arlington.ma.us>
To: dianemahon@verizon.net, jflaherty@town.arlington.ma.us
Date: Wed, 12 Jun 2019 11:28:50 -0400
Subject: Re: Fwd: [ArlingtonDems] local issue

Thank you, Diane.

Adam W. Chapdelaine
Town Manager
Town of Arlington
730 Massachusetts Avenue
Arlington, MA 02476
(781) 316-3010

From: dianemahon@verizon.net
To: AChapdelaine@town.arlington.ma.us, jflaherty@town.arlington.ma.us
Date: Wed, 12 Jun 2019 15:24:08 +0000 (UTC)
Subject: Fwd: [ArlingtonDems] local issue

FYI only....it's a bit lengthy.

dianemahon@verizon.net

-----Original Message-----

From: Laura Kiesel via ArlingtonDems <arlingtondems@five.pairlist.net>
To: ArlingtonDems <arlingtondems@five.pairlist.net>
Sent: Wed, Jun 12, 2019 10:52 am
Subject: [ArlingtonDems] local issue

A feature story I authored on the issue of the Arlington Police Dept, Pedrini's reinstatement and restorative justice was just published with DIG Boston:

<https://digboston.com/special-feature-restorative-ruckus/>

It was also syndicated in Politico's MA Playbook, the publication's roundup of the biggest stories in the Bay State for the day (scroll down to under "The Local Angle"):

<https://www.politico.com/massachusettsplaybook>

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The Arlington Democratic Town Committee

ArlingtonDems mailing list

ArlingtonDems@five.pairlist.net

<https://pairlist5.pair.net/mailman/listinfo/arlingtondems>

From: [Adam Chapdelaine](#)
To: dianemahon@verizon.net; jflaherty@town.arlington.ma.us
Subject: (Archive Copy) Re: Fwd: [ArlingtonDems] local issue
Date: Wednesday, June 12, 2019 11:28:51 AM

Thank you, Diane.

Adam W. Chapdelaine
Town Manager
Town of Arlington
730 Massachusetts Avenue
Arlington, MA 02476
(781) 316-3010

From: dianemahon@verizon.net
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<https://www.politico.com/massachusettsplaybook>

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Freelance Writer and Editor
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The Arlington Democratic Town Committee
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<https://pairlist5.pair.net/mailman/listinfo/arlingtondems>

From: [Public Policy Law360](#)
To: achapdelaine@town.arlington.ma.us
Subject: (Archive Copy) Revolving Door Leads Ex-Lawmakers To Leaner Job Market
Date: Friday, January 11, 2019 4:09:02 AM



PUBLIC POLICY

Friday, January 11, 2019



TOP NEWS

Feature

Revolving Door Leads Ex-Lawmakers To Leaner Job Market

BigLaw lobbying shops and boutique firms alike have already started snapping up some of the dozens of former Congress members who found themselves without a job this month, but experts say the sheer amount of turnover this year will make it a lean market for the ex-lawmakers.

[Read full article »](#)

Cohen To Testify Before House Oversight Committee

Michael Cohen, the former attorney for President Donald Trump who was sentenced to three years in prison for crimes related to his dealings with Trump, will testify before the House Committee on Oversight and Reform on Feb. 7, the committee announced Thursday. [Read full article »](#)

Feature

What All Attorneys Need To Know About The Shutdown

As the government shutdown drags on, Law360 is compiling answers to some of the most pressing questions on attorneys' minds. [Read full article »](#)

Feature

Courts Planning How To Stay Open Without Money

With no end in sight to the federal government shutdown, court officials tell Law360 how they're preparing to handle running out of money just over a week from now, anticipating everything from the lights going out to not being able to pay jurors. [Read full article »](#)

House Dems Pass Spending Bills, But Impasse Far From Over

Congressional Democrats rammed two spending bills for a cluster of federal agencies through the House on Thursday even as President Donald Trump doubled down on demanding a border wall and threatened to invoke a national emergency if it's not funded. [Read full article »](#)

Analysis

FCC Shutdown Could Delay Super Bowl Tech Launches

The ongoing government shutdown's ripple effects could stymie new product launches and even foil coveted Super Bowl advertising slots if tech companies planned to start marketing devices that have not yet received final approval through the Federal Communications Commission.

[Read full article »](#)

ENERGY & ENVIRONMENTAL

Fiat Chrysler To Pay Up To \$884M To End Emissions Claims

Fiat Chrysler Automobiles NV has agreed to pay up to \$884 million to settle claims that it illegally equipped diesel fuel-powered vehicles with software that enabled them to cheat emissions standards. [Read full article »](#)

Enviro Groups Press Lawmakers To Phase Out Fossil Fuels

Hundreds of environmental groups including the Center for Biological



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McKool Smith
Miller & Chevalier
Morgan Lewis
Morris Manning
Murphy & McGonigle
Ogletree Deakins
Paul Hastings

Diversity signed on to a letter sent to the U.S. House of Representatives on Thursday demanding aggressive action on climate change, advocating for the phaseout of new fossil fuel projects and a transition away from nuclear energy. [Read full article »](#)

Time Not Right To Take CWA Liability Case, High Court Told

Looming U.S. Environmental Protection Agency action to clarify whether Clean Water Act permitting covers facilities that pollute certain waterways via groundwater and a premature claim of a circuit court split on the issue mean the U.S. Supreme Court shouldn't weigh in yet, environmentalists said Tuesday. [Read full article »](#)

Fla. Gov. Issues Wide-Reaching Water Policy Order

In his first major policy act, recently inaugurated Florida Gov. Ron DeSantis issued a broad executive order Thursday aimed at tackling numerous water and environmental issues confronting the state, including a call for an additional \$1 billion for Everglades restoration and appointment of a chief science officer. [Read full article »](#)

HEALTH & LIFE SCIENCES

FDA Won't Add Black Box Warning To Blood Thinner Plavix

The U.S. Food and Drug Administration has shot down a 5-year-old request from Public Citizen to add a black box warning onto Bristol-Myers Squibb and Sanofi-Aventis' blood thinner Plavix and its generic counterparts, saying new studies have proven one isn't necessary. [Read full article »](#)

EMPLOYMENT

NJ Gov. Aide Grilled Over Handling Of Sex Assault Claim

New Jersey legislators grilled the chief of staff to Gov. Phil Murphy on Thursday about how a former staffer accused of rape remained in his position for months after being told to step down and then later resigned amid media inquiries about the alleged assault. [Read full article »](#)

Ways And Means Chair Introduces Bill To Aid Pension Plans

In the first bill he introduced as the new chairman of the U.S. House Ways and Means Committee, Rep. Richard Neal, D-Mass., proposed creating a new agency under the U.S. Department of the Treasury that could give loans to embattled multiemployer pension plans. [Read full article »](#)

COMPETITION

High Court Asked To Hear Calif. State Action Antitrust Case

The Ninth Circuit was wrong to rule that state action immunity shields California municipalities from antitrust allegations, an ambulance operator told the U.S. Supreme Court on Wednesday. [Read full article »](#)

CYBERSECURITY & PRIVACY

Boston Globe Defends Birth Records Bid To Mass. Justices

The Boston Globe told the the Massachusetts Supreme Judicial Court on Thursday that its request for millions of state birth and marriage records was not an invasion of privacy, as justices wondered whether the disclosure could compromise even more private information such as whether a child is adopted or changes gender. [Read full article »](#)

AEROSPACE & DEFENSE

DOD Creates New Financial Database To Address Audit Issues

The U.S. Department of Defense's acting deputy secretary said Wednesday that the department has launched a new database in response to the many issues discovered during its recent first-ever audit, issues that he noted included a large difference between its perceived and actual property

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Universal Service Administrative Co.

inventory. [Read full article »](#)

INTERNATIONAL TRADE

Analysis

Gov't Shutdown Causing Headaches For Trade Attorneys

The partial shutdown of the federal government has begun to put a squeeze on the nation's intricate trade apparatus, with attorneys racing to stay ahead of the curve as the situation grows ever more precarious. [Read full article »](#)

TAX

\$144B Calif. Budget Plan Eyes EITC Hike, TCJA Conformity

California's new governor would more than double the state's earned income tax credit for working families and pay for it by conforming to several parts of the 2017 federal tax overhaul, according to a \$144 billion budget proposal released Thursday. [Read full article »](#)

IMMIGRATION

Hard Questions For Feds, Haitian Refugees As TPS Suit Ends

Haitians suing the Trump administration over the revocation of their temporary protected status and government lawyers playing defense both took a drubbing by a Brooklyn federal judge on Thursday, as he called the the president's alleged racism "a sideshow" but thundered in disbelief at part of the government's argument. [Read full article »](#)

DC Court Urged To Pause Nixing Of Asylum Restrictions

The federal government has urged a District of Columbia federal court to pause an order that struck down a recent Trump administration policy largely barring victims of domestic and gang violence from obtaining asylum, asserting that Congress would want the matter on hold during a potential appeal. [Read full article »](#)

Bill Would Create Virgin Islands Visa Waiver Program

Stacey Plaskett, the Democratic delegate from the U.S. Virgin Islands, introduced legislation on Wednesday to ease visa requirements for certain foreign citizens to visit the U.S. territory for short trips. [Read full article »](#)

Feds Seek Toss Of Suit Challenging Student Visa Policy

The Trump administration asked a North Carolina federal court Thursday to toss a lawsuit filed by higher education institutions and organizations challenging a new government policy that tightens compliance requirements for student and visitor exchange visas. [Read full article »](#)

TELECOMMUNICATIONS

T-Mobile First To Join FCC Crusade Against Robocalls

T-Mobile said it is the first carrier to get tougher on spoofed robocalls, in response to a Federal Communications Commission call to arms two months ago, announcing Thursday that it has rolled out a verification system that lines up with new agency protocols. [Read full article »](#)

FCC-Funded Broadband Carriers Face Scrutiny Under New Bill

A Georgia congressman is championing heightened oversight for carriers receiving funding within the Federal Communications Commission's broadband build-out program, rolling out a bill Thursday aimed at ensuring those carriers' regular progress reports are accurate. [Read full article »](#)

EXPERT ANALYSIS

In Pennsylvania, Drone Misuse Will Soon Be A Crime

This Saturday, Pennsylvania will enact one of the most comprehensive collections of criminal penalties for drone infractions in the country.

Verizon Communications Inc.
Volkswagen
Wayfair LLC
Wi-LAN Inc.

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Department of Commerce
Executive Office of the President
Federal Aviation Administration
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Reserve System
Federal Trade Commission
Food and Drug Administration
Internal Revenue Service
International Trade Commission
Library of Congress
Massachusetts Supreme Judicial Court
NAFTA
New Jersey Supreme Court
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Social Security Administration
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U.S. Department of Justice
U.S. Department of State
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. House of Representatives
U.S. Patent and Trademark Office
U.S. Senate

Businesses manufacturing, distributing or using drones in the state face new legal jeopardy, says John Rafferty of Gawthrop Greenwood PC.

[Read full article »](#)

Navigating DHS' Uncertain H-1B Overhaul

Although the U.S. Department of Homeland Security's recently proposed changes to the H-1B visa lottery are intended to make the process quicker and easier, they appear unlikely to be finalized before the next H-1B cap application period begins, says Matthew Kolodziej of Jia Law Group.

[Read full article »](#)

How Congress Could Change The Game For Digital Tokens

The crypto industry and regulators have struggled to fit cutting-edge blockchain technology into a securities regulatory framework with roots in the 1930s. But a December bill set to be reintroduced in the new Congress would exempt certain blockchain networks from securities laws, say Stephen Crimmins and Matthew Comstock of Murphy & McGonigle PC.

[Read full article »](#)

Opinion

The Case For Lawyer-Directed Litigation Funding In NY: Part 1

Contrary to what the New York City Bar Association concluded in an ethics opinion last year, lawyer-directed nonrecourse commercial litigation funding does not violate New York rules on sharing fees with nonlawyers, say Peter Jarvis and Trisha Thompson of Holland & Knight LLP. [Read full article »](#)

LEGAL INDUSTRY

Review

'On The Basis Of Sex' Insightfully Tracks RBG's Early Years

By limiting its focus to a single case early in U.S. Supreme Court Justice Ruth Bader Ginsburg's career as a civil rights attorney, the new film "On the Basis of Sex" skillfully illustrates the drive and legal acumen that propelled the pioneering young lawyer toward the high court. [Read full article »](#)

Ogletree Arbitration Pact Covers Bias Accuser, Judge Says

A proposed class action accusing Ogletree Deakins Nash Smoak & Stewart PC of bias against women could be headed to arbitration after a California federal judge said Wednesday the firm's arbitration agreement covers attorney Dawn Knepper even though she didn't sign it. [Read full article »](#)

2nd Circ. Upholds Ex-Hunton Atty's Insider Trading Conviction

The Second Circuit upheld the insider trading conviction of former Hunton & Williams LLP patent attorney Robert Schulman on Thursday, rejecting his argument that a quip over dinner to a friend about Pfizer's planned acquisition of King Pharmaceuticals in 2010 was merely a joke or a brag.

[Read full article »](#)

Apple GC Earned \$5M In 2018, Over \$20M Stock On Horizon

Apple Inc.'s general counsel Kate Adams took home about \$5 million in pay last year, in addition to earning stock in the Cupertino, California-based computer giant that could be worth as much as \$23 million, according to the company's latest U.S. Securities and Exchange Commission filing.

[Read full article »](#)

Law360's Weekly Verdict: Legal Lions & Lambs

Williams & Connolly LLP landed on the legal lions list this week after winning a major U.S. Supreme Court ruling on arbitration for its client, while attorneys at Epstein Becker Green wound up among the legal lambs after failing to properly redact a federal court filing on behalf of Paul Manafort.

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PUBLIC POLICY

Monday, June 10, 2019



TOP NEWS

Right Splinters Over Threat To Mich. Trial Judge Nominee

President Donald Trump's nomination of Michael Bogren for a judgeship in Michigan's Western District is in peril after a blistering onslaught from social conservatives, who complain his attacks on a religiously motivated couple opposing gay marriage on behalf of a client crossed a line.

[Read full article »](#)

Discussing Pending Cases, Ginsburg Predicts More 5-4s

Justice Ruth Bader Ginsburg hinted that the U.S. Supreme Court will produce a number of divisive rulings in the remaining weeks of the term while discussing several high-interest cases that have yet to be decided, at a judicial conference on Friday.

[Read full article »](#)

Trump Abandons Tariff Threat After Deal With Mexico

President Donald Trump abandoned his plan to impose unilateral tariffs on Mexican goods late Friday, announcing that he had secured a deal with Mexico to reduce the flow of undocumented immigrants across the U.S. southern border.

[Read full article »](#)

Analysis

Automakers' Plea For Emissions Deal May Be Too Late

Seeking to head off a regulatory nightmare, nearly every major automobile manufacturer pled with the Trump administration and California on Thursday to resolve a stalemate on vehicle emissions standards that threatens to upend the industry. But the last-ditch effort seems to hold little promise.

[Read full article »](#)

Analysis

Carriers Will Use Call-Blocking To Squash Scams First

Phone carriers may begin automatically blocking both illegal and unwanted robocalls thanks to a new Federal Communications Commission ruling, but experts say carriers will be inclined to first tackle clear-cut scams before moving on to the more contentious issue of legitimate calls that customers nevertheless hate.

[Read full article »](#)

EPA Guidance Aims To Limit State Pipeline Reviews

The U.S. Environmental Protection Agency released new guidance Friday intended to limit state reviews of Clean Water Act permits for pipelines as directed by President Donald Trump, but saved attempts to significantly curb state authority for a future rulemaking.

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BANKING & SECURITIES

CFPB Delays Compliance Date For Key Part Of Payday Rule



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The Consumer Financial Protection Bureau has extended the deadline for lenders to come into compliance with the underwriting requirements of its controversial payday rule, cementing a proposed delay of more than a year while the agency looks at rescinding them.

[Read full article »](#)

Calif. Firm Will Ask Justices To Review CFPB Constitutionality

A California law firm told the Ninth Circuit on Friday that it plans to appeal the court's ruling affirming the constitutionality of the Consumer Financial Protection Bureau's leadership structure, raising the stakes in the firm's battle against the agency with a potential trip to the U.S. Supreme Court.

[Read full article »](#)

Fintech May Impact Financial Stability, For Better Or Worse

Decentralized financial technologies may impact global financial stability, the Financial Stability Board said in a report, but it will take some time before the extent and nature of the effects are known.

[Read full article »](#)

ENERGY & ENVIRONMENTAL

Wash. Sues Over EPA's Move To Loosen State Water Regs

Washington has told a federal court that the U.S. Environmental Protection Agency violated the Clean Water Act by weakening the state's water quality standards at the request of the wood products industry, arguing the federal government didn't have the authority to make the change.

[Read full article »](#)

Wyo. Tells 9th Circ. Yellowstone Grizzly Not Endangered

Wyoming on Friday asked the Ninth Circuit to reverse a lower-court ruling that upended the U.S. Fish and Wildlife Service's decision to remove grizzly bears in Yellowstone National Park from the list of protected species under the Endangered Species Act, saying the bears no longer warrant protection.

[Read full article »](#)

House Dems Champion ACA Suit Targeting Trump 'Sabotage'

The Democratic-controlled U.S. House of Representatives threw its weight behind an ambitious lawsuit Friday that targets the Trump administration's "sabotage" of the Affordable Care Act, asserting that anti-ACA actions have harmed millions of Americans.

[Read full article »](#)

HEALTH & LIFE SCIENCES

States Call For Unredacting Of Their Generic-Drug Pricing Suit

The attorneys general of 44 states and Puerto Rico want a Pennsylvania federal judge to make public an unredacted version of their suit accusing major drugmakers of orchestrating a sprawling scheme to fix the price of generics, saying the suit's subject matter was of "paramount public significance."

[Read full article »](#)

Nurses, Workers Back States In ACA Birth Control Rule Fight

A broad swath of professional, medical and legal organizations filed briefs Friday urging a Philadelphia federal judge to reject the Trump administration's rules offering wide exceptions to the Affordable Care Act's birth control coverage mandate.

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Pa. County, For Now, Drops Bid To Blow Up Opioid Mass Tort

Citing recent progress in a long-stalled program set up in a suburban Philadelphia court to coordinate claims brought by county and local

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governments against opioid manufacturers, one Pennsylvania county has agreed, for now, to put off its bid to dynamite the litigation.

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TRANSPORTATION & INFRASTRUCTURE

SF Taxi Group Can't Stop City's Airport Pickup Rules

A California federal judge has denied taxi drivers' request to quash a regulation allowing only certain drivers to service passengers from San Francisco International Airport, rejecting claims of "economic protectionism."

[Read full article »](#)

Boeing Didn't Plan To Fix 737 MAX Till 2020, Lawmakers Say

A pair of House lawmakers said Friday they have information suggesting that Boeing knew about the faulty anti-stall feature on its 737 Max airliners as early as November 2017, but that the aerospace giant didn't plan to fix the defect until 2020.

[Read full article »](#)

REAL ESTATE

Marriott Timeshare Buyers Oppose County's Bid To Exit Suit

Buyers of Marriott Ownership Resorts Inc. timeshares have urged a Florida federal court to continue naming Orange County as a co-defendant in a case accusing the company of selling invalid real estate deals via a points program, saying the county relied on a negligent record-keeping policy.

[Read full article »](#)

COMPETITION

Dental Suppliers Colluded To Avoid 'Price War,' FTC Says

Federal Trade Commission staffers urged an agency administrative law judge Friday to impose a series of remedies on the U.S.' three dominant dental suppliers, asserting in closing arguments that communications between their executives confirmed the firms colluded against buyers that pooled resources to negotiate lower prices.

[Read full article »](#)

MEDICAL MALPRACTICE

Law360's Tort Report: Personal Injury & Med Mal News In Brief

An Illinois jury's \$18.6 million verdict against a transportation company and the fate of Oregon lawmakers' efforts to kill the state's noneconomic damages cap lead Law360's Tort Report this week, an occasional feature that compiles recent personal injury and medical malpractice news items that may have flown under the radar.

[Read full article »](#)

INTERNATIONAL TRADE

US Tightens Sanctions Squeeze On Iranian Oil Industry

The Trump administration on Friday boosted sanctions on Iran's oil and gas sector, putting an off-limits sign on the country's largest petrochemical company and its subsidiaries for alleged financial ties to Iran's Islamic Revolutionary Guard Corps.

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TAX

9th Circ. Again Revives IRS Cost-Sharing Rule In Altera Row

A reconstituted Ninth Circuit panel again reached a split decision to revive an IRS regulation challenged by chipmaker Altera Corp., ruling Friday that

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Cadila Healthcare Ltd.
Canadian Pacific Railway Limited
Center for Constitutional Rights
Charter Communications Inc.
Colgate-Palmolive Co.
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the agency was justified in requiring related business entities to include stock-based compensation in their cost-sharing agreements.

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Wis. Marketplace Provider Language Too Broad, COST Says

Wisconsin should change language in a marketplace facilitator bill to ensure that entities that merely advertise products or assist in payments are not considered marketplace facilitators, the Council on State Taxation has said.

[Read full article »](#)

IMMIGRATION

Three Senior EOIR Officials To Step Down

Three senior Executive Office of Immigration Review officials overseeing the immigration courts — chief immigration judge MaryBeth Keller, the agency's deputy director Katherine Reilly and general counsel Jean King — are stepping down, according to individuals familiar with the agency's internal operations.

[Read full article »](#)

Legal Aid For Migrant Kids Too Vital To Cut, Advocates Say

The Trump administration is pointing to a "humanitarian crisis" at the border and congressional inaction in defending reductions to legal aid and other services for unaccompanied migrant children, but advocates say those programs are too important to cut, and that those youngsters housed in government detention centers are already too vulnerable.

[Read full article »](#)

Feds Say Power To Search Phones At Border Well Supported

Requiring warrants for searching cellphones and electronics at the border would push the security of the United States into "uncharted waters" and has no support in either law or fact, the federal government has argued in a bid to win a suit brought by the American Civil Liberties Union.

[Read full article »](#)

TELECOMMUNICATIONS

Commerce Backs Verizon's Push To Lock Handsets

The U.S. Department of Commerce's telecom arm said it's largely on board with Verizon's request to be able to temporarily lock its phones into using only Verizon's network, but the agency insisted that any waiver allowing the company to skirt the federal rule against such locks should be limited.

[Read full article »](#)

FCC Lets 'Orphan County' In Georgia Get In-State Satellite

Satellite TV subscribers in a northern Georgia county have won the right to receive local television programming from the Atlanta-region instead of getting local news, sports and weather from South Carolina channels.

[Read full article »](#)

Blumenthal Pushes Bill To End TV Sports Blackouts Again

Democratic Connecticut Sen. Richard Blumenthal is once again pushing to eliminate sports blackouts on TV, reintroducing the Furthering Access and Networks for Sports, or FANS, Act in the U.S. Senate.

[Read full article »](#)

Net Neutrality Bill Passes NY Assembly, Faces Uncertain Fate

New York's State Assembly has passed a net neutrality bill that would require internet service providers doing business with the state to treat all data transmitted over their networks in a nondiscriminatory way, but the bill faces hurdles ahead.

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Department of Commerce

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European Union

Executive Office of the President

Federal Aviation Administration

Federal Communications Commission

Federal Energy Regulatory Commission

Federal Trade Commission

Financial Conduct Authority

WHITE COLLAR

Imprisoning Me Won't Stop Corruption, Ex-Chicago Pol Says

Chicago's long history of corruption at City Hall has shown prison sentences aren't a deterrent against crime, a former Chicago alderman who admitted to using a fund intended for his district as a personal piggy bank said Thursday in a bid for a sentence of home confinement.

[Read full article »](#)

EXPERT ANALYSIS

Should Consumer Data Privacy Laws Apply To The Gov't?

Although the California Consumer Privacy Act likely will be modified by several pending amendments, it appears that government entities will be exempt from its clutches. But governments are increasingly entering the business of utilizing consumer data, potentially causing interesting consumer privacy debates, say attorneys at Gibson Dunn.

[Read full article »](#)

6 Takeaways From The OECD's Latest Digital Tax Plan

The Organization for Economic Cooperation and Development's ambitious new plan to address the tax challenges of the digital economy squarely takes on the unfinished business of the OECD's 2015 Action Plan on Base Erosion and Profit Shifting — not just for companies engaged in digital commerce but for all multinational companies, say John Harrington and Sunny Dhaliwal of Dentons.

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Opinion

Delrahim's Antitrust Approach To FRAND Still Problematic

While a recent speech thankfully walks back some of Assistant Attorney General Makan Delrahim's more extreme statements about the role of antitrust in policing commitments to license patents on fair, reasonable and nondiscriminatory terms, it still fails to appreciate the positive role that competition law can play in ensuring compliance, says Thomas Cotter of the University of Minnesota Law School.

[Read full article »](#)

State Net

Ariz. May Lead Charge For Professional Licensing Reciprocity

This year, Arizona became the first state to open up most of its licensed professions to people who obtained licenses in other states. Efforts to allow licensing reciprocity are cropping up in other states as well, but with limited success, says Dave Royse of State Net Capitol Journal.

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LEGAL INDUSTRY

Analysis

Law Firms Court Risk With 2-Tiered Parental Leave Plans

JPMorgan Chase's recent \$5 million deal to resolve claims that its parental leave policy discriminated against men highlights the risk that comes with leave plans that afford differing benefits based on who's a "primary caregiver." While employers are moving away from making those distinctions, many large law firms still use a two-tiered approach.

[Read full article »](#)

Legal Industry Rebounds In May, Adds 2,000 Jobs

The U.S. added 2,000 legal industry jobs in May, recovering the jobs lost during the previous month and returning to the highest levels seen since the Great Recession, according to data from a new government report.

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Hoopa Valley Tribe
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United States District Court for the Eastern District of Pennsylvania

Interview

CBRE Law Firm Expert Sees Greater Focus On Collaboration

Law firms across the country are seeking greater efficiency amid rising rents in major markets, but as firms redesign their spaces, they are also looking to create common areas conducive to collaboration among lawyers, CBRE vice chairman and law firm expert Todd Lippman recently told Law360.

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Pierce Bainbridge Sued By Ex-Partner. Again.

Litigation boutique Pierce Bainbridge's fight with ex-partner Donald Lewis escalated on Friday when the attorney launched a defamation action against his former firm, marking the third lawsuit in an ongoing fray that has included accusations of sexual assault and financial fraud.

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Sedgwick Strikes Clawback Deal With Former Equity Partners

The defunct law firm Sedgwick LLP has asked a California bankruptcy court to approve a deal with 45 of its former equity partners that would allow it to claw back almost \$1.6 million in payments it made in the year leading up to its dissolution.

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Gregory Craig Says Disclosure Wasn't Needed In FARA Letter

A foreign lobbying law placed no specific disclosure duty on attorney Gregory Craig when he penned a letter to U.S. Department of Justice officials about work he did at Skadden for Paul Manafort and Ukraine officials, Craig told a federal judge Friday.

[Read full article »](#)

ABA Picks Ill. As Conference Site Amid Objections To Ga.

The American Bar Association announced Friday it will relocate its 2021 midyear conference from Orlando, Florida, to Chicago, three days after hundreds of members urged officials not to consider Atlanta as an alternative location because of what they called "draconian anti-choice legislation" recently passed in Georgia.

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How Hackathons Are Helping To Decode The Justice Gap

"Legal hackathons" are increasingly being used as a way to bridge the justice gap. But while some advocates are optimistic that increased access to justice could come from the technology they hatch, others say issues of poverty and racism can't be fixed in a weekend.

[Read full article »](#)

GC Cheat Sheet: The Hottest Corporate News Of The Week

Fintech groups launched a network in Asia aimed at combating financial crime and promoting regulatory technology, and high-profile lawyers participating on a panel in New York called on senior managers to take a stand against sexual harassment and bullying. These are some of the stories in corporate legal news you may have missed in the past week.

[Read full article »](#)

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week.

[Read full article »](#)

Podcast

Law360's Pro Say: The Big Supreme Court Cases, Ranked

The U.S. Supreme Court is about to start a mad dash to the finish and issue more than two dozen rulings over the next three weeks, including all of the biggest decisions of the term. This week, we count down the most

important opinions to watch for, on issues ranging from free speech to gerrymandering to the 2020 census.

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LEADERSHIP AND MANAGEMENT



Use communication to build trust during times of change

Leaders managing change must communicate clearly and give workers a sense of security so they have a sense of what their future roles will be, writes Aric Wood of XPLANE. "In communications that speak to the future, be sure that promises made are kept, and in communications that look back, that kept promises are celebrated," he writes.

[Forbes](#) (4/25)



How Will Driverless Vehicles Change the Way We Travel?

While much is unknown about our transportation future, change is clearly coming to urban mobility. In this video, industry expert Ed Regan examines several trends set to change the way we travel: mobility as a service, vehicle electrification, automation, the economics of travel and big data. [Learn more.](#)

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EMERGENCY MANAGEMENT AND PUBLIC SAFETY

Worries about lead prompt Notre Dame-area closure

Police in Paris are warning the public that areas surrounding the fire-ravaged Notre Dame cathedral will remain closed until deemed safe, citing concerns about elevated levels of lead dust caused by the April 15 fire. The city says no cases of lead poisoning have been reported since the fire, but warns that long-term exposure to lead can cause serious health risks.

[The Associated Press](#) (4/27)



(Edouard Magrino/AFP/Getty Images)





Dallas to maintain watering limits, efforts to reduce water use

The Dallas City Council has approved the 2019 Water Conservation Plan, agreeing to maintain twice-weekly watering limits and efforts that encourage residents and businesses to reduce their water consumption. "Water is and always will be our most precious resource, and we must protect it as such," said Holly Holt-Torres, the city's water conservation division manager.

[The Dallas Morning News \(tiered subscription model\)](#) (4/26)



English city seeks public input on maritime project

A \$35.4 million project in Hull, England, to build a major visitor attraction called Hull: Yorkshire's Maritime City is now open to public feedback. The City Council will jointly fund the project -- which seeks to make the area a major tourist attraction with annual visitation of 300,000 -- through a \$17.6 million grant from the National Lottery Heritage Fund, which is pending approval.

[Hull Daily Mail \(UK\)](#) (4/25)



Greater & Greener 2019 | Urban Parks Conference

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PUBLIC WORKS AND INFRASTRUCTURE

Online tool gives Chicago residents access to updates on construction

A new online portal from the Chicago Department of Transportation uses Google Maps to give the public information about the city's construction projects, infrastructure improvements, paving efforts and special events. Users can search a specific area of the city and find data on activity planned up to a year away.

[Construction Dive](#) (4/26)



W.Va. city will receive \$4M for water treatment upgrades

A town in West Virginia's Calhoun County will receive \$1 million from the Appalachian Regional Commission and more than \$3 million in federal and state funding to update its antiquated water treatment infrastructure, said Sen. Joe Manchin, D-W.Va. The funds will be used for new water tanks and renovations at a local treatment facility.

[The Associated Press](#) (4/26)



HUMAN RESOURCES AND DEVELOPMENT

Salt Lake County holds panel to discuss racism

Members of the Salt Lake City community gathered last week to participate in the national "Stand Against Racism" effort that encourages community members to discuss racism and ways to eradicate hate crimes. "I can't think of a more important conversation for Salt Lake County right now," said Mayor Jenny Wilson.

[Deseret News \(Salt Lake City\)](#) (4/26)



Buffalo opioid court plans growth with \$2M from feds

The Buffalo, N.Y., Opioid Intervention Court will use a \$2 million federal grant to build on its alternative services for people facing drug charges. The funding will underwrite a community care management model through the Erie County Department of Mental Health in partnership with the University at Buffalo.

[The Business Journals \(tiered subscription model\)/Buffalo, N.Y.](#) (4/26)



ICMA NEWS

How to build a successful volunteer program guide

An effective volunteer engagement program must be approached from the perspectives of the organization, the population served and the volunteer. Moving from the outward interests of these constituents and focusing in on the overlap of needs can create the perfect volunteer position -- one that serves the organization and the community, as well as the volunteer. Download this free guide, adapted from [InFocus Report: Build a Successful Volunteer Program to Drive Growth and Recovery](#), to breed a culture of volunteerism within your organization and community.



ICMA webinar today, April 30: Economic Development Through Sports Tourism

Join speakers Evan Eleff and Eric Sullivan of the Sports Facilities Advisory as they lead a discussion focused on helping local governments capitalize on the recent boom in youth travel sports by successfully transforming their communities into sports tourism destinations. Participants will learn the economic benefits of sports tourism, discuss a variety of project financing strategies, and review real-world project examples. Live webinar starts today, April 30, at 1 p.m. EDT. [Save your seat now.](#)



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Subject: (Archive Copy) School's Out: Legal Apprentices Take Alternative Path To Bar
Date: Monday, June 17, 2019 7:05:07 AM

Law360 Access to Justice



Access to Justice



School's Out: Legal Apprentices Take Alternative Path To Bar

A handful of states let would-be attorneys carve an alternative path to the bar through apprenticeships. Advocates say these programs, despite some drawbacks, could bring more diversity to the field by providing an option for those without the time or money for law school.

[Read full article](#)

Confused About 'Moral Turpitude' Crimes? Join The Club

The courts' varying interpretations of what constitutes a "crime involving moral turpitude" can have drastic immigration consequences, and the lack of clarity has thrown both immigrants and attorneys for a loop.

[Read full article](#)

Justices Mull Effect Of Current Law On Old Death Sentences

The U.S. Supreme Court could save the lives of up to 20 death row inmates via an Arizona case it took up last week. Their fates depend on the justices' answer to a question that other courts have split over: Do current laws apply when reviewing old capital sentences?

[Read full article](#)

Black Voters Say Ark. Court Elections Rigged Against Them

No black candidate has ever been elected to the Arkansas Supreme Court, and a new lawsuit by voters claims the reason runs much deeper than campaign strategies or the hot-button issues of a given election year.

[Read full article](#)

Vets Win Rare Class Action Status In Suit Over Benefit Delays

Veterans who seek to appeal the U.S. Department of Veterans Affairs' denial of their benefits claims often fall into a multiyear black hole of bureaucratic inaction, waiting an average of three years for the agency to simply move their case forward, let alone rule on it.

[Read full article](#)

Court Forces Rethink On Federal Sentencing Guidance

A recent appellate decision on the interpretation of federal sentencing guidelines could have a major impact on people with prior criminal records who

Monday, June 17, 2019

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Goodwin
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Greenberg Traurig
Hogan Lovells
Jenner & Block
Jones Day
K&L Gates
Kirkland & Ellis
Latham & Watkins
Lucas Magazine
Miller & Chevalier
Morgan Lewis
Nicolaides Fink
Nixon Peabody
Nutter McClennen
Paul Weiss
Pepper Hamilton
Ropes & Gray
Saul Ewing
Seyfarth Shaw
Shearman & Sterling
Sidley Austin
Skadden
Tucker Ellis
Wilson Elser

are being sentenced for new crimes, some advocates say.

[Read full article](#)

All Access

Cato's Neily On Fixing The 'Criminal Justice Woodchipper'

Clark Neily, a vice president at the libertarian think tank Cato Institute, talks with Law360 about how he switched from constitutional law to criminal justice reform work, how the system is failing to protect American's rights, and the potential for solutions spanning the ideological spectrum.

[Read full article](#)

Perspectives

US Misdemeanor System Should Honor Principles Of Justice

The U.S. misdemeanor system — which represents the vast majority of the country's criminal system — is under-regulated, rarely scrutinized and rife with official rule-breaking. It's time we brought this enormous aspect of our democracy into the modern legal era, says Alexandra Natapoff of University of California, Irvine School of Law.

[Read full article](#)

COMPANIES

AbbVie Inc.
American Immigration
Lawyers Association
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CBS Corp.
Cato Institute
Center for Biological
Diversity
Colgate-Palmolive Co.
Deutsche Bank AG
Facebook Inc.
Goldman Sachs Group Inc.
Google Inc.
Immigrant Legal Resource
Center
Institute for Justice
Insurance Europe Ltd.
JPMorgan Chase & Co.
Johnson & Johnson
Major Lindsey & Africa
NAACP Legal Defense and
Educational Fund Inc.
National Association for the
Advancement of Colored
People
National Association of
Insurance Commissioners
New Civil Liberties Alliance
State Bar of California
The American Law Institute
Twitter Inc.
Venmo LLC

GOVERNMENT

AGENCIES

Arizona Supreme Court
Arkansas Supreme Court
Consumer Financial
Protection Bureau
Department of Commerce
European Commission
European Union
Executive Office for
Immigration Review
Executive Office of the
President
Federal Communications
Commission
Nevada Department of
Motor Vehicles

New York State
Department of Financial
Services
Pennsylvania Department
of Environmental Protection
Securities and Exchange
Commission
U.S. Department of Justice
U.S. Department of
Veterans Affairs
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Representatives
U.S. Sentencing
Commission
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PUBLIC POLICY

Tuesday, October 16, 2018



TOP NEWS

Senate Dems Cry Foul Over Hearings For 4th, 9th Circ. Picks

Democrats on the Senate Judiciary Committee have cried foul over the committee's advancing of judicial nominees for the Fourth and Ninth circuits during the election recess, according to a letter sent Monday to the panel's Republican majority. [Read full article »](#)

Fla. Gov. Can't Name 3 Justices To High Court On Final Day

The Florida Supreme Court ruled Monday that Gov. Rick Scott cannot appoint three justices to the court on his final day in office and said the governor had overstepped this authority by prematurely asking the judicial nominating commission to begin the process of selecting candidates to replace three retiring justices. [Read full article »](#)

US Can't Avoid Trial In Kids' Climate Change Suit

An Oregon federal judge on Monday refused the federal government's bid to end a lawsuit accusing it of failing to protect future generations from the effects of climate change, saying the 21 children who lodged the suit have made a strong enough case to have their claims contested at trial later this month. [Read full article »](#)

Analysis

4 Key Takeaways As HHS Demands Drug Prices In TV Ads

The U.S. Department of Health and Human Services on Monday aired its eagerly awaited plan to force disclosure of drug prices in pharmaceutical advertisements, setting the stage for a major court fight. Here are four key takeaways about the plan's details, possible impact and likely prospects in litigation. [Read full article »](#)

Analysis

Cos. Hope For Easy Way Out Of Employee Stock Option Rules

Burdensome requirements of a new program allowing eligible employees to defer tax on the exercise of certain employee stock option programs have many companies hoping the Internal Revenue Service will provide an easy out in forthcoming guidance. [Read full article »](#)

IN-DEPTH

By the Numbers

Gender Disparity At The High Court: How Top Law Firms Measure Up

For the women at elite law firms, an enduring gender gap among advocates can create a high hurdle for their high court ambitions. Here, Law360 looks at the law firms where women score Supreme Court arguments, and where they don't. (This article is part of a series examining the gender gap among high court advocates.) [Read full article »](#)

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Dechert
Ellenoff Grossman
Gibson Dunn
Goldstein & Russell
Harter Secrest
Haynes and Boone
Hogan Lovells
Jenner & Block
Jones Day
Kellogg Hansen
King & Spalding
Kirkland & Ellis
Lawyers' Committee for Civil Rights
Lowenstein Sandler
Mayer Brown
McKool Smith
Miller & Chevalier
Morgan Lewis
Munger Tolles
Outten & Golden
Perkins Coie
Pillsbury Winthrop
Quinn Emanuel
Reed Smith

BANKING & SECURITIES

NYSE Again Seeks To Ease Rules On Blank Check Cos.

The Securities and Exchange Commission said Friday it will invite public comment on a modified proposal by the New York Stock Exchange to ease certain listing standards for special purpose acquisition companies, which represent a fast-rising segment of capital markets. [Read full article »](#)

ENERGY & ENVIRONMENTAL

Supreme Court Passes On Calif. Water Rights Fee Battle

The U.S. Supreme Court on Monday declined to review the constitutionality of an annual fee imposed by California's water control board on water right permit and license holders, leaving undisturbed a state appellate court holding that the fees do not violate the Constitution's supremacy clause. [Read full article »](#)

Oil & Gas Development Goes On Trial With Colo. Voters

Energy issues will dominate the ballot box in Colorado this fall as voters weigh a proposal that the oil and gas industry warns could stymie new development in the state and an opposing initiative that public officials fear could handcuff state and local oversight of the sector. Tomorrow, Law360 will take a look at four other energy proposals on the ballots for Western-state voters. [Read full article »](#)

HEALTH & LIFE SCIENCES

Indiana Asks Justices To Revive Pence-Backed Abortion Law

The state of Indiana has asked the U.S. Supreme Court to revive an abortion law — signed by the state's former governor, Vice President Mike Pence — after it was shot down by the Seventh Circuit, citing a range of competing opinions within the appeals court and an Eighth Circuit conflict as proof that clarity is needed. [Read full article »](#)

IP & TECHNOLOGY

Wikipedia Warns That TVEyes Ruling Would 'Stifle' Critics

The owner of Wikipedia is urging the U.S. Supreme Court to overturn a copyright ruling against a television search engine called TVEyes, warning that the decision would let rights owners such as Fox News "stifle criticism." [Read full article »](#)

EMPLOYMENT

Treasury Must Hand Over 60 More Docs In Auto Pension Suit

A D.C. federal judge on Monday ordered the U.S. Department of the Treasury to hand over 60 more documents related to the 2009 bailout of General Motors as part of a dispute between current and former salaried workers for Delphi Corp. and the Pension Benefit Guaranty Corp. over an alleged deal with GM that cut their pension fund. [Read full article »](#)

COMPETITION

Fox Sports Networks Can't Go To Big-4 Affiliates, DOJ Hears

The American Cable Association urged the U.S. Department of Justice on Monday to impose limits on the sale of Twenty-First Century Fox's regional sports networks, required for its planned \$71.3 billion merger with Disney, arguing the networks cannot go to a big-four affiliate or a pay-TV provider. [Read full article »](#)

CYBERSECURITY & PRIVACY

Sens. OK Privacy Board Picks Ahead Of EU Data Deal Review

The U.S. Senate has confirmed three nominees to the Privacy and Civil

Reichman Jorgensen

Ropes & Gray

Sidley Austin

Skadden

Smith & King LLC

Somach Simmons

Sugarman Rogers

Trucker Huss

Venable LLP

Williams & Connolly

WilmerHale

COMPANIES

21st Century Fox Inc.

3M Company

AT&T Inc.

Alcoa Inc.

Amazon.com Inc.

America's Health Insurance Plans

American Bar Association

American Cable Association

American Civil Liberties Union

American Intellectual Property Law Association

American Medical Association Inc.

Arconic Inc.

Cable News Network Inc.

California Farm Bureau Federation

Colorado Farm Bureau Mutual Insurance Co.

DISH Network Corporation

ESPN Inc.

Electronic Frontier Foundation

Ennis Inc.

Environmental Defense Fund Inc.

FTI Consulting Inc.

Facebook

General Motors

Google Inc.

HP Inc.

Helmerich & Payne Inc.

IP Owners Association

Information Technology Industry Council

International Bar Association

Kirkland's, Inc.

Microsoft Corporation

Mylan NV

Myriad Genetics, Inc.

NAACP Legal Defense and Educational Fund Inc.

NASDAQ OMX Group Inc.

NBCUniversal Inc.

NYCwireless Inc.

Liberties Oversight Board, allowing the agency to get back to monitoring federal surveillance programs for the first time since President Donald Trump took office and coming just days before a key review of the U.S.-EU Privacy Shield. [Read full article »](#)

AEROSPACE & DEFENSE

Top Senate Aide Pleads Guilty To Lying About Press Contacts

James Wolfe, who worked as the director of security for the Senate Select Committee on Intelligence for three decades, pled guilty in D.C. federal court Monday to lying about his contacts with reporters who published a story about the FBI's execution of a Foreign Intelligence Surveillance Act warrant. [Read full article »](#)

INTERNATIONAL TRADE

Commerce Finalizes Steel Pipe Duties For Taiwanese Co.

The U.S. Department of Commerce has finalized a tariff tagged on a Taiwanese producer of steel pipes and tubes, finding in the agency's final determination that the company has sold its products in the U.S. at prices below fair market value, according to a Federal Register notice set to publish Tuesday. [Read full article »](#)

Congress Sends Hezbollah Sanctions Bill To Trump's Desk

Congress has greenlighted legislation to impose sanctions on foreign people and agencies that give support to Lebanese militant group Hezbollah as part of a bipartisan effort to block funding of the Iranian-backed group, which the U.S. government considers a terrorist organization. [Read full article »](#)

TAX

Calif. Law Allows Remote Sellers Tax Collection, Agency Says

California's existing "long-arm" nexus statute provides sufficient authority for the nation's most populous state to move forward with remote seller provisions, the head of one California tax agency said Monday. [Read full article »](#)

IMMIGRATION

2nd Circ. Denies Indian Citizen's Political Asylum Claim

The Second Circuit on Friday sided with the Board of Immigration Appeals' dismissal of an Indian citizen's asylum application, noting that while the man claimed he feared retaliation for his father's role in a Sikh opposition party critical of the government, he had participated in its political events. [Read full article »](#)

DHS Says It Already Answered FOIA Request For ICE Docs

The U.S. Department of Homeland Security has asked a D.C. federal court to trim a Freedom of Information Act suit launched by an immigration group over U.S. Immigration and Customs Enforcement information-sharing programs, saying it produced the requested documents as previously ordered but had to redact some details. [Read full article »](#)

Don't Nix Challenge To Stalled Travel Waivers, Court Told

A putative class has asked a California federal court not to heed the federal government's bid to toss a class action challenging its alleged failure to implement a waiver program for President Donald Trump's travel ban. [Read full article »](#)

NATIVE AMERICAN

Mich. Group Seeks Quick Win On BIA Tribal Recognition Regs

A Native American group from Michigan urged a D.C. federal judge Friday to hand it a win in its suit over its lack of recognition by the federal government,

National Telephone Cooperative Association

Navient Corp.

PhRMA

Planned Parenthood Federation

Prometheus Laboratories Inc.

The Coca-Cola Company

The DIRECTV Group, Inc.

The Walt Disney Co.

Verizon Communications Inc.

Washington Post Co.

Wayfair LLC

Wikimedia Foundation Inc.

eBay Inc.

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services

Bureau of Indian Affairs

Bureau of Reclamation

California Attorney General's Office

California Department of Tax and Fee Administration

California Environmental Protection Agency

California Supreme Court

Centers for Medicare & Medicaid Services

Committee on Foreign Investment in the United States

Consumer Financial Protection Bureau

Department of Commerce

Energy Information Administration

Equal Employment Opportunity Commission

European Commission

European Union

Executive Office of the President

Federal Bureau of Investigation

Federal Communications Commission

Federal Trade Commission

Florida Supreme Court

Food and Drug Administration

Indiana Department of Health

Internal Revenue Service

International Trade Commission

Office of the Comptroller of the Currency

Pension Benefit Guaranty Corp.

Privacy and Civil Liberties Oversight Board

Securities and Exchange Commission

saying the Bureau of Indian Affairs is illegally blocking the group from trying to obtain recognition again after having rejected its initial bid over a decade ago. [Read full article »](#)

TELECOMMUNICATIONS

Veterans' Broadband Access Needs Gov't Boost, FCC Told

The Federal Communications Commission should explore policy changes to expand broadband access for veterans, especially in rural areas, under a congressional mandate passed earlier this year, telecoms including Verizon Inc. have told the FCC. [Read full article »](#)

Chopra Wary Of Digital Markets' Data Tracking, In-House Rules

Federal Trade Commission member Rohit Chopra on Monday said regulators must examine the power digital platforms and marketplaces gain from the vast amounts of data they collect and how they exercise that power to their financial or competitive advantage. [Read full article »](#)

WHITE COLLAR

Judge Nixes 'Selective Prosecution' Claim Against Mueller

A D.C. federal judge on Monday cut off efforts by a Russian company charged in the Mueller probe to pursue allegations it is the victim of selective prosecution, after an attorney for the company repeatedly slammed conspiracy allegations in the case as "made up charges." [Read full article »](#)

CIVIL RIGHTS

Landmark Harvard Admissions Trial Begins In Boston

A group of Asian American applicants rejected by Harvard University said the school's admissions process has a statistically significant "Asian penalty" that benefits other racial groups, while the university insisted its process is fair, thorough and in line with U.S. Supreme Court precedent, as a closely watched bench trial began Monday in Boston. [Read full article »](#)

EXPERT ANALYSIS

What Financial Cos. Can Expect If Democrats Win House

It is widely expected that Democrats will take control of the House in the midterm elections, and a Democratic House Financial Services Committee will likely launch a broad range of investigations, particularly relating to consumer-facing issues, say attorneys with Hogan Lovells. [Read full article »](#)

Series

Trade Wars: Anti-Dumping And Countervailing Duty Trends

In the first article of this special series on the Trump administration's trade policies, attorneys from Covington & Burling LLP explore how a notable increase in U.S. anti-dumping and countervailing duty enforcement actions is creating significant compliance challenges for foreign companies and U.S. importers. [Read full article »](#)

CFIUS Pilot Program: Immediate Investment Implications

The Committee on Foreign Investment in the United States has announced a pilot program to review noncontrolling foreign investments in certain U.S. industries that were formerly outside the scope of its jurisdiction. This is a rapid assertion of CFIUS' new powers under the Foreign Investment Risk Review Modernization Act, say attorneys with Ropes & Gray LLP. [Read full article »](#)

10 Key Points From New USCIS 'Notice To Appear' Policy

U.S. Citizenship and Immigration Services recently hosted a live teleconference to inform the public about a new policy memo concerning

U.S. Attorney's Office

U.S. Department of Health and Human Services

U.S. Department of Homeland Security

U.S. Department of Justice

U.S. Department of the Interior

U.S. Department of the Treasury

U.S. Immigration and Customs Enforcement

U.S. Patent and Trademark Office

U.S. Senate

U.S. Supreme Court

World Trade Organization

documents that notify and require recipients to appear in court before an immigration judge. Lisa Pino of Mayer Brown LLP discusses important implementation details. [Read full article »](#)

Opinion

Only Congress Can Stop Courts' Patent-Eligibility Nonsense

The U.S. Patent and Trademark Office is planning guidance to address the patent examination problems created by the courts' interpretation of Section 101. Instead, the USPTO should focus on the legislative fix proposed by intellectual property trade associations, says Nancy Linck of Linck Consulting. [Read full article »](#)

LEGAL INDUSTRY

Feature

Why Is There So Much Bullying In The Legal Industry?

Mounting evidence shows the legal industry has a serious problem with bullying and harassment, a reality that some say is caused by structural inequality, while others point to a culture of aggression. [Read full article »](#)

1 In 4 Women In Law Experienced Recent Harassment: Report

One in four professional women working in the legal industry experienced some form of sexual harassment or misconduct in the past five years, according to a survey released Monday. [Read full article »](#)

New Trial Boutique Eschews Billable Hours, Partner Track

Thirteen litigators have left McKool Smith to form Reichman Jorgensen LLP, a new trial boutique with offices in New York, Silicon Valley and Atlanta, leaving behind not only their previous law firm but also the billable hour as the new firm operates solely on an alternative fee basis, the firm announced Monday. [Read full article »](#)

Calif. Supreme Court Recuses Itself In Judicial Raises Case

The entire California Supreme Court has recused itself from an appeal that involves whether the Golden State owes about \$36 million worth of back wage and pension payments to a class of more than 3,000 current and former judges. [Read full article »](#)

Interview

15 Minutes With Brooks Running Co.'s General Counsel

Brooks Running Co. is known in the sport's community for its "Run Happy" tagline. For its general counsel, Barbara Barrilleaux, the phrase means leading a healthy lifestyle overall. In the midst of the fall marathon season, she recently told Law360 which U.S. Supreme Court justice she wants to share a 20-minute run with, her favorite running route and her responsibilities as the top lawyer of the company. [Read full article »](#)

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PUBLIC POLICY

Monday, March 18, 2019



TOP NEWS

Senate Likely To Blow Up Rules To Tackle Nominee Backlog

The U.S. Senate is poised to take an ax to its own rules later this month as Republicans have said they're ready to vote on a measure to quicken confirmations for judicial and administrative nominees when they return from a weeklong recess.

[Read full article »](#)

McKool Smith Vet Among Picks For Texas, Va. Court Slots

President Donald Trump named Friday a judicial nominee for the Eastern District of Virginia as well as one for the Northern District of Texas, which is one of 85 "judicial emergencies" where judges have hefty workloads and empty seats have long been open.

[Read full article »](#)

Trump Move To Deny Status For Young NY Migrants Struck Down

A federal judge on Friday found that the Trump administration made an unlawful policy reversal when it began denying protected status out of hand for thousands of 18- to 21-year-old immigrants determined by New York family court to be at risk, and struck down the policy.

[Read full article »](#)

DC Circ. Says Atty Can't Compel New Disclosures From Trump

The D.C. Circuit said Friday an attorney can't force President Donald Trump to amend financial disclosures filed while a presidential candidate, ruling the attorney brought the claims under a law that has no power over acts that occurred before Trump took office.

[Read full article »](#)

Justices Expand Scope Of Census Citizenship Question Case

The U.S. Supreme Court on Friday expanded the scope of its review of the Trump administration's decision to include a question about citizenship status on the 2020 census, now examining whether it would violate the Constitution's enumeration clause in addition to the Administrative Procedure Act.

[Read full article »](#)

Up Next At High Court: FCA Deadlines, Jury Selection Bias

The U.S. Supreme Court returns Monday for its penultimate oral argument session this term, taking on a deep circuit split surrounding False Claims Act deadlines and a Mississippi prosecutor with a history of preventing African-Americans from serving on juries.

[Read full article »](#)

Justice Ginsburg Cheered On 86th Birthday

U.S. Supreme Court Justice Ruth Bader Ginsburg turned 86 years old on Friday, spending the day at the court as throngs of fans across the country gathered in celebration of their feminist judicial hero.



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VA Chair Expands Mar-a-Lago Probe, Citing New Evidence

The House Veterans Affairs Committee has expanded its investigation into alleged undue influence over the U.S. Department of Veterans Affairs by members of President Donald Trump's Mar-a-Lago Club, citing new evidence that the issue may extend beyond the three club members initially alleged to be involved.

[Read full article »](#)

Trump Vetoes Congress On Border Emergency Declaration

President Donald Trump issued the first veto of his administration Friday, striking down a bipartisan congressional resolution that sought to overturn his declaration of a national emergency at the U.S.-Mexico border.

[Read full article »](#)

DC Circ. Dives Into White House Vanishing Message Case

A public interest group sought to convince a D.C. Circuit panel amid pointed questions Friday that federal law requires the White House to decide whether communications such as those on self-destructing message apps fall under duties to keep presidential records.

[Read full article »](#)

BANKING & SECURITIES

SEC Official Calls For More Robust Brexit Disclosures

The U.S. Securities and Exchange Commission wants to see public companies bolster disclosures regarding possible Brexit-related risks, one of the agency's top officials said Friday at a securities regulation summit in London.

[Read full article »](#)

Blockchain Inquiry Among SEC's Asset-Custody Evaluation

The U.S. Securities and Exchange Commission is asking investment advisers if blockchain would help them track client assets and whether they consider tokens and cryptocurrencies to be securities or funds, incorporating new technology into the agency's evaluation of asset-custody regulations.

[Read full article »](#)

ENERGY & ENVIRONMENTAL

Analysis

FWS To Delist Gray Wolf, Yet Experts Don't Expect A Trend

The Trump administration claimed a victory Friday when the U.S. Fish and Wildlife Service said gray wolves no longer need Endangered Species Act protection. Yet as the administration seeks even more delistings, experts say vigilant conservation groups and a lack of agency funding won't make that easy.

[Read full article »](#)

Conn. Brokers Power Deal To Keep Dominion Nuke Plant Open

Connecticut officials said Friday that the state's utilities have reached a power supply agreement with Dominion Energy Inc. to keep the company's Millstone nuclear power plant open, the latest state to prop up a nuclear plant in order to preserve its zero-carbon emissions.

[Read full article »](#)

Enviro Groups, Landowners Fight Border Wall Declaration

The construction of a southwestern border wall could threaten endangered species in the region, devalue property and even cut off a long-standing ancestral burial site, a group of nonprofits, advocacy organizations and

Perkins Coie
Plunkett Cooney
Porzio Bromberg
Potter Anderson
Quinn Emanuel
Rimon PC
Sidley Austin
Skadden
TMK Attorneys PC
Warner Norcross
Weiner Law Group LLP
White and Williams
Wiley Rein
Willkie Farr
WilmerHale

COMPANIES

AT&T Inc.
Alvarez & Marsal LLC
Amazon.com Inc.
American Bar Association
American Cable Association
American Civil Liberties Union
American Dental Association
Apple Inc.
Boy Scouts of America
CH Energy Group Inc.
CTIA
Center for Biological Diversity
Citizens for Responsibility and Ethics in Washington
Cognizant Technology Solutions Corp.
Crown Castle International Corp.
Dallas Mavericks
Dominion Energy Inc.
Eversource Energy
Facebook
Ferrari SpA
General Motors
Google Inc.
Home Box Office Inc.
ISO New England Inc.
Inovio Pharmaceuticals, Inc.
Instagram Inc.
Johnson & Johnson
Level 3 Communications Inc.
LexisNexis Group
Major Lindsey & Africa
Marvel Entertainment LLC
Microsoft Corporation
Mylan NV
NAACP Legal Defense and Educational Fund Inc.

landowners told a D.C. federal court in a new suit on Thursday.

[Read full article »](#)

Feds Hate That Dirty Water, Hit Boston Suburb With CWA Suit

Federal prosecutors hit the city of Quincy, Massachusetts, with a civil complaint claiming the Boston suburb is violating the Clean Water Act by discharging sewage and untreated wastewater into Boston Harbor. But on Friday the city pushed back, calling it government overreach.

[Read full article »](#)

HEALTH & LIFE SCIENCES

Fetal Tissue Law Fight Belongs In State Court, 7th Circ. Says

An Indiana federal judge should have tossed a group of public university trustees' challenge to the state's law banning aborted fetal tissue sales or transfers, because the parties should litigate their concerns in state court instead, the Seventh Circuit has held.

[Read full article »](#)

Bipartisan Bill Eyes Drug Imports To Boost Competition

A bipartisan quartet of U.S. senators on Friday floated legislation that would authorize drug imports in hopes of curbing costs for drugs facing little competition, a move prompted by massive price hikes for decades-old medicines.

[Read full article »](#)

Health Hires: Baker McKenzie, Alston & Bird

Baker McKenzie has continued taking life sciences attorneys from Morgan Lewis & Bockius LLP, and Alston & Bird LLP has brought back a health care pro from the Centers for Medicare & Medicaid Services.

[Read full article »](#)

TRANSPORTATION & INFRASTRUCTURE

DOT Wants Input On GM Bid To Deploy Driverless Fleet

The U.S. Department of Transportation on Friday asked for public comment on a petition from General Motors LLC to temporarily lift a slew of safety standards on the automaker's driverless vehicles so GM can roll out its planned autonomous ride-hailing program.

[Read full article »](#)

EMPLOYMENT

Sens. Introduce Bill Giving Workers More Say In Pension Cuts

U.S. Senators Sherrod Brown, D-Ohio, and Rob Portman, R-Ohio, introduced legislation on Friday that would amend the Multiemployer Pension Reform Act of 2014 to give workers and retirees a greater voice when facing cuts to their pension benefits.

[Read full article »](#)

Philadelphia Asks 3rd Circ. To Reinstate Wage Inquiry Ban

Philadelphia officials urged the Third Circuit on Friday to reverse a lower court's finding that a law barring employers from asking applicants to reveal their past salary violates free speech, arguing that the judge improperly rejected evidence that the practice perpetuates wage discrimination.

[Read full article »](#)

Dems Warn NLRB About Farming Out Joint Employer Work

Two key Democratic House members have warned the National Labor Relations Board that its plan to outsource a review of public feedback on its proposed joint employer rule may raise ethical worries, especially if a law firm that advised any party that submitted comments is awarded the

National Association of Counties Inc.

National Center for Lesbian Rights

National Conference of State Legislatures

National Governors Association

Natural Resources Defense Council

New England Cable & Telecommunications Association Inc.

New York University

Pacific Legal Foundation

Palantir Technologies Inc.

Parsons Corp.

Public Knowledge

Reed Elsevier

Spectrum Management Holding Co.

Spotify Technology SA

Sprint Nextel Corporation

Tesla Inc.

The Legal Aid Society

Turing Pharmaceuticals AG

Turner Broadcasting System Inc.

Twitter Inc.

United States Telecom Association

Verizon Communications Inc.

Villanova University

Volkswagen

Waze Mobile Ltd.

Zappos.com Inc.

edX Inc.

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services

Centers for Medicare & Medicaid Services

Central Intelligence Agency

Council on Environmental Quality

Department of Commerce

European Union

Executive Office of the President

Federal Bureau of Investigation

Federal Communications Commission

Federal Election Commission

Federal Judicial Center

Federal Trade Commission

Fish and Wildlife Service

Food and Drug Administration

Internal Revenue Service

Korea Fair Trade Commission

National Highway Traffic Safety Administration

contract.

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COMPETITION

US Breaks Ground In Opposing S. Korean Antitrust Rules

The Trump administration cried foul over South Korea's "opaque" antitrust enforcement efforts Friday, issuing the first-ever bid for consultations with Seoul under the countries' bilateral trade agreement since the deal took effect seven years ago.

[Read full article »](#)

CYBERSECURITY & PRIVACY

Senate Bill Calls For Consent Before Commercial Face Scans

Microsoft Corp. is among the backers of a recently announced bipartisan bill that would require companies to get user consent before processing facial recognition data or sharing it with third parties.

[Read full article »](#)

CONSUMER PROTECTION

Activist Gets 2 Years In First-Of-Its-Kind PAC Fraud Case

A conservative political activist from Arizona was sentenced to two years in prison Friday by a Manhattan federal judge after he was accused of running a \$23 million political action committee scheme that defrauded tens of thousands of donors.

[Read full article »](#)

AEROSPACE & DEFENSE

Gov't Argues No Legal Barrier To DOD 'Transgender Ban'

The federal government argued Friday that a D.C. Circuit judgment lifting an injunction against its contentious military transgender policy was effective immediately and that it does not have to wait for the court's formal mandate before implementing the policy in April, as planned.

[Read full article »](#)

TAX

Clergy Housing Tax Exemption Constitutional, 7th Circ. Says

The Seventh Circuit on Friday reversed a decision that the federal parsonage housing tax exemption was unconstitutional because, it said, the provision is neutral toward religion and violates neither the free exercise nor the establishment clause of the U.S. Constitution.

[Read full article »](#)

Jersey City Defeats Constitutional Challenge To Payroll Tax

A New Jersey state judge knocked down a challenge to the payroll tax Jersey City implemented on out-of-town employees, ruling Friday that the ordinance didn't amount to constitutionally prohibited "special legislation" that targets specific populations.

[Read full article »](#)

NY AG Says Trump Broke 'Basic Laws' Of Private Foundations

Documents and admissions under oath show President Donald Trump and three of his children broke "basic laws of private foundations" and left a "vacuum of oversight" at the Donald J. Trump Foundation, the New York Attorney General's Office said Thursday.

[Read full article »](#)

IMMIGRATION

National Institute of Standards and Technology

National Labor Relations Board

New York Attorney General's Office

Office of the U.S. Trade Representative

Oregon Department of Justice

Pension Benefit Guaranty Corp.

Securities and Exchange Commission

Texas Department of Public Safety

Texas Supreme Court

U.S. Attorney's Office

U.S. Census Bureau

U.S. Department of Defense

U.S. Department of Energy

U.S. Department of Health and Human Services

U.S. Department of Homeland Security

U.S. Department of Justice

U.S. Department of Labor

U.S. Department of Transportation

U.S. Department of Veterans Affairs

U.S. Department of the Interior

U.S. Department of the Treasury

U.S. Environmental Protection Agency

U.S. House of Representatives

U.S. Senate

U.S. Supreme Court

United Keetoowah Band of Cherokee Indians

United States Court of Appeals for the Third Circuit

Washington Attorney General's Office

Gov't Outlines How Bosses Should Notify Staff Of H-1B Hires

The Department of Labor issued guidance Friday advising ways that employers can notify employees of plans to hire foreign workers under the H-1B skilled worker visa program in order to comply with federal law.

[Read full article »](#)

TELECOMMUNICATIONS

FCC OKs 95 GHz Experiments Despite Enforcement Questions

The Federal Communications Commission on Friday voted to open a new class of experimental licenses and unlicensed operations in ultra-high frequencies that were once thought unusable, prompting one commissioner to ask whether the agency can adequately police the bands.

[Read full article »](#)

DC Circ. Asks Why FCC Won't Review Small-Cell Impacts

The D.C. Circuit asked the Federal Communications Commission on Friday why it's not required by federal law to study the environmental and preservation impacts of deploying some 5G technology on key tribal heritage sites across the country.

[Read full article »](#)

FCC Advances 911 Location Plan, But Privacy Issues Remain

The Federal Communications Commission opened a new inquiry on Friday that could establish a framework for transmitting approximate indoor locations from mobile callers to first responders, although it acknowledged it must address who will have access to the sensitive location data.

[Read full article »](#)

FCC Responds To Late-Night Jab At Robocall Crackdowns

Robocalls prompted by late-night television host John Oliver were still ringing at the Federal Communications Commission on Friday when commissioners responded to the stunt by expressing a mix of frustration with the volume of spam calls Americans receive and exasperation with the show's characterization of its efforts to crack down on them.

[Read full article »](#)

Telecom Can't Hang Up S.C. County's 911 Undercharge Suit

A South Carolina federal judge is refusing to dismiss a suit brought by Dorchester County, South Carolina, against a telecom company for allegedly undercharging customers for 911 fees, saying the county's suit has enough factual information to proceed.

[Read full article »](#)

Groups Ask To Halt Vt. Net Neutrality Suit Pending DC Circ.

Trade groups have asked to pause their battle with Vermont over the state's open internet policy while the D.C. Circuit mulls Mozilla's challenge to Federal Communications Commission net neutrality rollbacks.

[Read full article »](#)

INTERNATIONAL TRADE

Russian 'Oligarch' Says Sanctions Cost \$7.5B, Scare Off Attys

Russian billionaire Oleg Deripaska, who was sanctioned by President Donald Trump's administration last year, sued the U.S. government in D.C. federal court Friday, claiming the sanctions are costing him \$7.5 billion and scaring off law firms that had previously represented him.

[Read full article »](#)

EXPERT ANALYSIS

Refreshed Efficiency Regulations May Impact Appliance Cos.

With the U.S. Department of Energy proposing to rewrite its process for determining energy efficiency standards under the Energy Policy and Conservation Act, appliance manufacturers and importers must understand how these changes may affect their products, say attorneys with Crowell & Moring LLP.

[Read full article »](#)

Debating DOJ And Wash. Attorney General No-Poach Briefs

The U.S. Department of Justice and the Washington state Attorney General's Office have filed amicus briefs in three class actions challenging several fast-food restaurant chains' "no-poach" agreements. Jon Jacobs and Thomas Boeder of Perkins Coie LLP, alumni of these two organizations, explain the extent to which the two briefs conflict.

[Read full article »](#)

State Net

Federal, State And Local Governments Vie For Control Of 5G

The next generation of wireless technology, 5G, could bring major advancements in everything from entertainment to public safety. But federal, state and local governments are at odds over how 5G should be deployed and who should regulate it, says Korey Clark of State Net Capitol Journal.

[Read full article »](#)

What To Expect After High Court's Unusual Pay Bias Ruling

Because a judge who participated in the Ninth Circuit's majority opinion in *Rizo v. Yovino* died, the U.S. Supreme Court did not examine the ruling's merits, returning employers to a state of uncertainty over the use of salary history as a basis to justify wage disparities between men and women, say attorneys with Fisher Phillips.

[Read full article »](#)

LEGAL INDUSTRY

Split 10th Circ. Won't Revive Kavanaugh Conduct Complaints

The Tenth Circuit on Friday refused to reverse its decision dismissing conduct complaints against U.S. Supreme Court Justice Brett Kavanaugh alleging he lied under oath about his involvement in Bush-era controversies and behaved inappropriately during a contentious Senate hearing following sexual assault allegations against him.

[Read full article »](#)

Harvard University Names New General Counsel

Harvard University announced Friday that it will be promoting its deputy general counsel to vice president and general counsel, a move that comes after the university's current top attorney announced he will be leaving to take over as president of a Pennsylvania college.

[Read full article »](#)

Bar Prep Co. Drops Several Law Schools From Antitrust Suit

LLM Bar Exam on Thursday dropped several law schools from its appeal to the Second Circuit, seeking to revive claims that a rival conspired with the schools to stifle competition for bar exam preparation.

[Read full article »](#)

GC Cheat Sheet: The Hottest Corporate News Of The Week

Experts warn that companies are over-reporting to regulators amid confusion about Europe's sweeping new data protection, and the U.S. Department of Justice told attorneys that an executive's involvement in foreign bribery doesn't necessarily mean charges for the business itself. These are some of the stories in legal news you may have missed in the past week.

[Read full article »](#)

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week.

[Read full article »](#)

Podcast

Law360's Pro Say: Summa Cum Fraude

A major college admissions scandal unfolded this week as federal prosecutors charged dozens of people with participating in an elaborate scheme to help children of wealthy parents — including the co-chairman of a powerful BigLaw firm — get into elite universities. On this week's Pro Say, senior white collar crime reporter Jody Godoy unpacks the saga and explains the charges.

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Chicago, Illinois

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Subject: (Archive Copy) Senate Readies "Nuclear Option" On Nomination Debate Time
Date: Wednesday, April 03, 2019 3:16:29 AM



PUBLIC POLICY

Wednesday, April 3, 2019



TOP NEWS

Senate Readies 'Nuclear Option' On Nomination Debate Time

The U.S. Senate is on the verge of blowing up yet another part of its rules with a simple-majority "nuclear option" vote as early as Wednesday, as Republican efforts to speed judicial confirmations by shortening debate time fell short of a filibuster-proof majority on Tuesday.

[Read full article »](#)

Analysis

Ruling Cements Staying Power Of Offshore Drilling Bans

An Alaska federal court may have emboldened future presidents to rope off more offshore areas from oil and gas drilling by ruling that President Donald Trump can't rescind his predecessor's indefinite ban on drilling in large swaths of the Arctic and Atlantic oceans.

[Read full article »](#)

9 Times Trump Clashed With The 9th Circ. Over Immigration

The Trump administration has argued against a case the Ninth Circuit is currently reviewing, which would determine whether children have a right to public, court-appointed counsel in immigration proceedings. Before the court rules on that policy, Law360 takes a look back at instances in which it and the administration went head-to-head over immigration.

[Read full article »](#)

Congress, Ex-Judges Back Census Challenge At High Court

The U.S. House of Representatives, former U.S. Census Bureau directors, ex-federal judges, immigrant advocacy groups and others have thrown their support behind New York state's U.S. Supreme Court challenge to the addition of a citizenship question on the 2020 census.

[Read full article »](#)

Sen. Graham Floats Idea Of National Arbitration Standards

Senate Judiciary Committee Chairman Lindsey Graham, R-S.C., floated the idea Tuesday of establishing uniform standards for arbitration clauses and questioned whether class action rules should be reformed during a hearing on complaints that arbitrations unfairly sweep issues under the rug.

[Read full article »](#)

Trump Org. Chief Compliance Counsel To Step Down In June

The man in charge of legal compliance for the Trump Organization, George A. Sorial, will hand the reins to assistant general counsel Jill Martin in June, the outgoing attorney confirmed to Law360 on Tuesday.

[Read full article »](#)

BANKING & SECURITIES

Senator Urges SEC To Toughen Shareholder Proposal Rules

A Republican senator on Tuesday urged the Securities and Exchange Commission to raise thresholds for shareholder ballot proposals on the



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grounds that activist campaigns to change corporate policy on social and environmental issues are deterring companies from going public.

[Read full article »](#)

Housing Finance Reform A Priority, Lawmakers Tell Bankers

The chairs of the House and Senate banking committees told a Washington gathering of a top U.S. banking industry organization on Tuesday that they're both focused on developing plans to reform the housing finance system, but their respective policy to-do lists largely diverged from there.

[Read full article »](#)

ENERGY & ENVIRONMENTAL

House Dems Use EPA Budget Hearing To Slam Rule Rollbacks

House Democrats on Tuesday laughed off President Donald Trump's proposed cuts to the U.S. Environmental Protection Agency's budget and spent their time with EPA Administrator Andrew Wheeler grilling him on issues like climate change and proposed changes to mercury and automobile air emissions regulations.

[Read full article »](#)

HEALTH & LIFE SCIENCES

Interview

FDA Focus: What Latham's Practice Chair Is Watching

The global co-chair of Latham & Watkins LLP's health and life sciences practice tells Law360 about the legacy left by the U.S. Food and Drug Administration's outgoing commissioner, when it makes sense for companies to sue the FDA, and his nostalgia for the good old days of informal interactions with regulators.

[Read full article »](#)

Purdue's Sackler Family Wants 'Divisive' Mass. Suit Tossed

Purdue Pharma LP's controlling Sackler family asked a Massachusetts judge Tuesday to dismiss the state attorney general's lawsuit holding it responsible for the opioid crisis, calling the allegations divisive, inflammatory and misleading.

[Read full article »](#)

Deal Nets Fla. Medical Marijuana Provider Extra Dispensaries

Trulieve Inc., Florida's largest medical marijuana provider, will be able to operate up to 49 dispensaries across the state as part of a settlement announced Monday to drop its lawsuit challenging a statutory cap that limits licensed medical marijuana treatment centers to 35 locations.

[Read full article »](#)

IP & TECHNOLOGY

Trademark Bill Would Let States, Towns Register Flags

A bipartisan group of U.S. senators introduced legislation Tuesday that would amend the Lanham Act to allow government entities to register flags, seals and other insignia as trademarks.

[Read full article »](#)

TRANSPORTATION & INFRASTRUCTURE

Senate Panel To Probe FAA Inspectors After Boeing Crashes

Senate lawmakers on Tuesday said they will investigate whistleblower reports that Federal Aviation Administration safety inspectors weren't sufficiently trained to evaluate and approve the Boeing 737 MAX 8 aircraft involved in a pair of recent fatal crashes.

[Read full article »](#)

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Squire Patton Boggs
Steptoe & Johnson LLP
Stroock & Stroock
Ward & Herzog
White & Case
Willig Williams
Willkie Farr

COMPANIES

Organisation for Economic Co-operation and Development
23andMe Inc.
Altman Weil Inc.
American Bankers Association
American Bar Association
American Federation of State, County and Municipal Employees
CTIA
Cable News Network Inc.
Comcast Corp.
Delta Air Lines Inc.
Eagle Pharmaceuticals Inc.
Endo International PLC
Ernst & Young
Ethiopian Airlines Enterprise
Fannie Mae
Federalist Society
Ferrara Candy Co.
Freddie Mac
Georgia State University
Google Inc.
Henkels & McCoy Inc.
Human Rights Campaign
ICx Technologies, Inc.
Immigration Reform Law Institute
International Franchise Association
Judicial Watch Inc.
Juul Labs
Liga Nacional de Futbol Profesional
LinkedIn Corp.
McDonald's Corp.
McKesson Corp.
Murray Energy Corp.
NAACP Legal Defense and Educational Fund Inc.
NBC Sports Group
NBCUniversal Inc.
Nardello & Co.
National Congress of American Indians
National Employment Law Project
New York Times Co.
New York University

EMPLOYMENT

Analysis

5 Things To Watch As DOL Wades Into Joint-Employer Debate

The U.S. Department of Labor's proposal to streamline its test for determining whether multiple businesses are jointly liable for wage violations puts the agency in the middle of a contentious debate over whether a tighter standard would let franchisors off the hook too easily. Here, Law360 looks at five things to keep an eye on as the comment period for the new rule gets underway.

[Read full article »](#)

DOL Releases Opinions On OT Exemptions, '8-And-80' Pay

The U.S. Department of Labor issued opinion letters Tuesday weighing in on Fair Labor Standards Act overtime exemptions for agricultural workers and teachers, and on health industry employers' use of an overtime structure that calculates workers' pay across two weeks.

[Read full article »](#)

Pa. Panel Rejects Bid To Ax AFSCME As Workers' Sole Union

A Pennsylvania appeals court on Tuesday upheld decisions finding that two efforts to remove the American Federation of State, County and Municipal Employees as the exclusive bargaining unit representing certain state workers lacked enough support to get off the ground.

[Read full article »](#)

COMPETITION

Feature

3 Merger Review Tips From The FTC's Competition Chief

The director of the Federal Trade Commission's competition bureau, Bruce Hoffman, offered some advice to lawyers shepherding their clients' tie-ups through the agency's merger reviews during the American Bar Association's annual spring antitrust meeting. Here's what Hoffman had to say about timing agreements, document requests and the younger generation.

[Read full article »](#)

GOVERNMENT CONTRACTS

Labor Dept. Looks To Speed Up Contractor Debarment

The U.S. Department of Labor kicked off a new pilot program Tuesday that aims to speed up the discretionary suspension and debarment process to protect the federal government from working with contractors involved in inappropriate or illegal activities.

[Read full article »](#)

DOJ, Landis Near Finish Line In Epic Lance Armstrong Suit

The U.S. Department of Justice and a former cyclist who accused Lance Armstrong of doping are poised to end nine years of litigation over allegations Armstrong and his cycling team lied to the government about using performance-enhancing drugs to keep a sponsorship from the U.S. Postal Service.

[Read full article »](#)

AEROSPACE & DEFENSE

House Dems Propose \$60B Increase In Defense Spending

House Democrats called for a more than \$60 billion increase in defense spending next fiscal year as part of a budget released Tuesday featuring \$1.3 trillion in overall federal spending.

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Nike Inc.
Public Knowledge
Purdue Pharma LP
Securus Technologies Inc.
Spectrum Management Holding Co.
The Boeing Company
The Coca-Cola Co.
Trump Organization Inc.
Washington Post Co.
Wells Fargo & Co.
Zekelman Industries Inc.
beIN Media Group LLC

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
California Attorney General's Office
California Supreme Court
Congressional Budget Office
Department of Commerce
European Commission
European Union
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Election Commission
Federal Trade Commission
Florida Department of Health
Food and Drug Administration
Indian Health Service
Internal Revenue Service
National Highway Traffic Safety Administration
National Labor Relations Board
National Telecommunications and Information Administration
New York Attorney General's Office
Office of the U.S. Trade Representative
Pennsylvania Supreme Court
Securities and Exchange Commission
U.S. Army
U.S. Attorney's Office
U.S. Census Bureau
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland

INTERNATIONAL TRADE

US-Led Tariff Wave Driving Down Global Trade Growth

The World Trade Organization on Tuesday projected a sharp downturn for global trade growth in 2019, citing a deluge of tariffs from the Trump administration and the retaliatory duties they have prompted from other major economies.

[Read full article »](#)

Commerce Must Again Redo Turkish Steel Pipe Duty, CIT Says

The U.S. Department of Commerce must redo a tariff on steel pipes and tubes from Turkey, the U.S. Court of International Trade ordered Monday, finding that the agency had for the second time miscalculated certain price adjustments for a Turkish exporter.

[Read full article »](#)

TAX

2nd Circ. Reverses Tax Court Ruling In Late Filer's Favor

The Second Circuit unanimously overturned a U.S. Tax Court decision that had denied a retired Connecticut woman her tax refund, saying Tuesday that the ruling had resulted in differential treatment of taxpayers that Congress had intended to avoid.

[Read full article »](#)

Part Of UK Tax Rules Illegally Aided Multinationals, EU Says

The European Union's competition regulator said Tuesday that part of a U.K. scheme that exempted certain multinational companies from anti-tax-avoidance rules amounted to illegal state aid, and it ordered the British government to recover the money.

[Read full article »](#)

House Tax Panel Approves IRS Reform, Retirement Bills

The House Ways and Means Committee on Tuesday unanimously approved legislation to overhaul the Internal Revenue Service and to revise rules for retirement savings accounts during its first markup under a Democratic majority.

[Read full article »](#)

IMMIGRATION

US Refugee Admissions On Pace To Hit 40-Year Low

A U.S. coalition focused on refugees said Tuesday the country has admitted less than half of a 30,000-refugee admission goal for fiscal year 2019 and is on pace to admit the lowest number of refugees in the United States Refugee Admissions Program's nearly 40-year history.

[Read full article »](#)

DHS Tells DC Circ. H-1B Spouse Law Row May Soon Be Moot

The Department of Homeland Security asked the D.C. Circuit on Monday to toss a challenge to an Obama-era rule allowing the spouses of highly skilled visa holders to work in the U.S., saying the agency is in the process of rescinding the rule.

[Read full article »](#)

USCIS Seeks To Shake Immigrants' Juvenile Policy Suit

U.S. Citizenship and Immigration Services urged a Washington federal court on Monday to reject a request to block steps it has taken to make it more difficult for young immigrants between ages 18 and 21 to qualify for special immigrant protections, arguing that it is merely implementing existing law rather than introducing a new policy.

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Security

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[U.S. Tax Court](#)

[United Nations](#)

[United States Court of Appeals for the Third Circuit](#)

[Wage and Hour Division](#)

[World Trade Organization](#)

NATIVE AMERICAN

Tribes Urge 5th Circ. To Preserve Indian Health Law In ACA

The great majority of federally recognized tribes in the United States have urged the Fifth Circuit to preserve portions of the Affordable Care Act specific to Native Americans, saying those provisions have nothing to do with the individual mandate a lower court found unconstitutional.

[Read full article »](#)

TELECOMMUNICATIONS

FCC Tosses 'Refusal To Deal' Claim Against Comcast

The Federal Communications Commission has thrown out a claim that Comcast refused to deal with the sports network that carries Spain's professional soccer league games in their ongoing dispute over channel lineups, saying the allegation should have been brought up sooner.

[Read full article »](#)

Nexstar Fights Internet Co. Over How To Talk To FCC

Nexstar Media Group Inc. is resisting a broadband company's push to meet with the Federal Communications Commission about the companies' dispute over carriage of the broadcaster's stations without Nexstar in the room, saying the move aims to stoke "political warfare" as the FCC also considers Nexstar's planned megamerger with Tribune Co.

[Read full article »](#)

Trade Group Calls For Scheduling Spectrum Auctions

Mobile communications trade group CTIA unveiled its vision for the Trump administration's spectrum strategy on Tuesday, including calling for an established schedule that would complete planned auctions of spectrum by 2024.

[Read full article »](#)

Prison Phone Cos. Call Off Merger After FCC Discouragement

Prison phone operators Securus Technologies Inc. and Inmate Calling Solutions LLC have withdrawn their merger application after the Federal Communications Commission decided the combination wouldn't serve the public good, the agency announced Tuesday.

[Read full article »](#)

FCC Taking Too Long On Mobile Location Tracking: Starks

The FCC is taking too long to get to the bottom of mobile location sales and must move swiftly against improper data use before its enforcement authority expires, the agency's newest Democratic commissioner said Tuesday.

[Read full article »](#)

WHITE COLLAR

Convicted Pa. Political Consultant's Law License Suspended

A Pennsylvania attorney disciplinary board has suspended the law license of a political consultant after a federal jury in December convicted him of funneling money from the campaign of former Rep. Bob Brady, D-Pa., to a rival in exchange for the other candidate's withdrawal from a 2012 congressional primary.

[Read full article »](#)

Ex-Congressional Staffer Gets Prison For Charity Fraud

A former aide to an ex-congressman from Texas was sentenced Tuesday to 18 months in prison for his role in a scheme in which the legislator used money solicited as charitable donations to instead fund campaigns and pay personal expenses.

[Read full article »](#)

PEOPLE

Ex-Mass. AG Leaves Foley Hoag For E-Cigarette Maker Juul

Former Massachusetts Attorney General Martha Coakley will join the government affairs team at e-cigarette maker Juul this month, the company announced Tuesday, saying she would work on education efforts to combat youth usage of the controversial product.

[Read full article »](#)

EXPERT ANALYSIS

What To Do While Waiting For Cadillac Tax To Hit The Road

Despite growing bipartisan momentum to repeal the Affordable Care Act's "Cadillac tax" provision, employers must consider the impact it would have on their current benefits structure and maintain flexibility to change benefit offerings or pass along costs once it is implemented, says Stephanie Vasconcellos of Mayer Brown.

[Read full article »](#)

New Calif. Packaging Law Cuts Companies Some Slack

New safe harbor provisions in California's slack-fill law offer welcome relief to food and consumer product companies, and may make multimillion-dollar slack-fill settlements — and the litigation they incentivize — less common, say William Tarantino and Megan Ault of Morrison & Foerster.

[Read full article »](#)

9th Circ. Ruling Could Break US Asylum System

In *Thuraissigiam v. U.S. Department of Homeland Security*, the Ninth Circuit held that the Immigration and Nationality Act illegally deprives asylum seekers of a chance to challenge adverse "credible fear" determinations, potentially adding yet another strain to an overly burdened system, says Seth Stodder of Holland & Knight.

[Read full article »](#)

Opinion

Governments Could Effectively Tax Tech Profits

If governments are prepared to take radical action to address the tax avoidance practices of many large technology companies, a perfectly legitimate solution could lie in legislation disallowing the use of double tax agreements for tech royalty schemes, says George Turner of Tax Watch UK.

[Read full article »](#)

Opinion

Kisor Case May Positively Disrupt Technological Governance

If the U.S. Supreme Court decision in *Kisor v. Wilkie* lowers standards for judicial deference, it will help clear the path for positive disruptions that certain technologies can bring to our lives, says Jennifer Huddleston of the Mercatus Center at George Mason University.

[Read full article »](#)

LEGAL INDUSTRY

Small Firm Consolidations Continue At Rapid Clip

Law firm consolidation continued apace in the first quarter of 2019, driven largely by deals in which large firms gobbled up firms with fewer than 10 attorneys, according to a report released Tuesday.

[Read full article »](#)

Trump Taps Investigations Firm GC For Georgia Bench

President Donald Trump nominated an investigations firm's general counsel on Tuesday to serve as a Georgia federal judge and tapped a federal bankruptcy judge to serve on the federal bench in West Virginia.

[Read full article »](#)

How The ABA Judicial Ratings Lost Their Luster

Some six years before he became chairman of the Senate Judiciary Committee, Sen. Lindsey Graham said the American Bar Association's ratings of judicial nominees were the "gold standard." But like everything else relating to the judiciary, the ABA's work has been politicized.

[Read full article »](#)

Avenatti's Ex-Clients Say He Exposed Them To Legal Woes

Two former clients of lawyer Michael Avenatti accused him Tuesday of secretly funneling fees from a \$39 million settlement and drawing the pair into "seven years of unnecessary litigation" with another attorney over those fees.

[Read full article »](#)

3 Months Into The Job, Texas Judge Accidentally Resigns

A Harris County, Texas, civil court judge is scrambling to stay on the bench after accidentally resigning three months into the job.

[Read full article »](#)

Gibson Dunn Health Chair Tapped As Catholic U. Law Dean

The chair of Gibson Dunn's Food and Drug Administration and health care practice group is set to become the new dean of Catholic University's Columbus School of Law, the university announced Tuesday.

[Read full article »](#)

Uber Health Picks Up McKesson Atty As Legal Director

Uber Health, the transportation network's year-old platform that allows hospitals and other health care providers to request rides for patients, has hired a McKesson Corp. assistant general counsel as its legal director, the venture confirmed to Law360 on Tuesday.

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From: [Massachusetts Law360](#)
To: achapdelaine@town.arlington.ma.us
Subject: (Archive Copy) Shearman, Wachtell Lead Massive Raytheon-United Tech Deal
Date: Monday, June 10, 2019 4:45:12 AM



MASSACHUSETTS

Monday, June 10, 2019



TOP NEWS

Shearman, Wachtell Lead Massive Raytheon-United Tech Deal

Raytheon, led by Shearman & Sterling, and United Technologies, led by Wachtell, said Sunday they plan to join forces in an all-stock merger that stands to create a giant in the aerospace and defense sector.

[Read full article »](#)

'Legal Impossibility' Lets Convicted Ex-NECC Execs Off Hook

A Massachusetts federal judge overturned the convictions of a pair of former New England Compounding Center executives Friday, agreeing that their guilt was "legally impossible" even as he acknowledged not being aware of the defense ever having worked before.

[Read full article »](#)

Insys Pleads Guilty To Fraud In Opioid Bribe Scheme

The pharmaceutical arm of Insys Therapeutics Inc. formally pled guilty Friday morning to federal charges connected to allegations the company bribed doctors to prescribe a powerful opioid to patients who didn't need it, part of a \$225 million deal entered into with the federal government this week.

[Read full article »](#)

FBI Agents Admit They Lost Call Recordings In Bribe Case

Three FBI officials testified in Boston federal court Friday that they have no idea how the agency lost two recordings of an undercover agent's phone calls with a man accused of soliciting bribes from Haitian officials to fund an \$84 million port project.

[Read full article »](#)

Mass. Jury Awards \$11.5M In Toddler Brain Damage Case

A Massachusetts state jury has awarded \$11.5 million in a suit accusing a radiologist of misinterpreting an X-ray which caused a toddler to suffer cardiac arrest resulting in permanent brain damage.

[Read full article »](#)

ENFORCEMENT

Feds Seek 13 Months For Ex-Stanford Coach In 'Varsity Blues'

The former Stanford University sailing coach who pled guilty in the "Varsity Blues" college admissions cheating scandal asked for probation Friday while Boston federal prosecutors argued he should get 13 months behind bars.

[Read full article »](#)

Feds Seek 6.5 Years In Prison For Fake SEC Official

Federal prosecutors in Boston late Thursday recommended 78 months in prison for a Pennsylvania man who pled guilty to conspiring with others to shake down investors by pretending to be U.S. Securities and Exchange Commission officials.

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States Call For Unredacting Of Their Generic-Drug Pricing Suit

The attorneys general of 44 states and Puerto Rico want a Pennsylvania federal judge to make public an unredacted version of their suit accusing major drugmakers of orchestrating a sprawling scheme to fix the price of generics, saying the suit's subject matter was of "paramount public significance."

[Read full article »](#)

LITIGATION

Power Generators Beat Energy Cost Antitrust Claims

A Massachusetts federal court on Friday threw out a proposed class action brought by a small electricity reseller that alleged Eversource Energy and Avangrid Inc. had artificially inflated wholesale power prices, deciding the allegations improperly targeted rates set by the Federal Energy Regulatory Commission.

[Read full article »](#)

\$1.4M 'Black Silicon' IP Verdict Not Enough, Harvard Says

Japanese optical device maker Hamamatsu should pay more than \$3 million in patent infringement damages, interest and attorney fees for stealing "black silicon" technology created by a Harvard professor, in addition to the jury's \$1.4 million verdict, a Harvard-backed company told the Massachusetts federal court.

[Read full article »](#)

USCIS Sued Again Over Juvenile Immigrant Protections Policy

U.S. Citizenship and Immigration Services must fight yet another challenge in federal court to an alleged policy change that makes it more difficult for young people between 18 and 21 abused or neglected by their families to qualify for special immigrant protections.

[Read full article »](#)

Feds Say Power To Search Phones At Border Well Supported

Requiring warrants for searching cellphones and electronics at the border would push the security of the United States into "uncharted waters" and has no support in either law or fact, the federal government has argued in a bid to win a suit brought by the American Civil Liberties Union.

[Read full article »](#)

Genuine Parts Wants Millions For Busted Essendant Merger

Automotive and industrial parts distributor Genuine Parts Co. told a Delaware vice chancellor Friday it is owed many millions more in damages than a \$12 million termination fee it received after Essendant Inc. ended a merger deal by instead entering a tie-up with Staples Inc.

[Read full article »](#)

DEALS

Dechert Led-Barings Nabs \$943M For 1st Real Assets Fund

Barings, a financial services firm owned by Massachusetts Mutual Life Insurance, on Friday said its new private equity fund brought in \$943 million, as the Dechert LLP-led company focuses for the first time on investments in real assets and their related businesses.

[Read full article »](#)

PEOPLE

Taxation With Representation: Cleary, Kirkland, Hunton

In this week's Taxation with Representation, Google buys Looker for \$2.6 billion, Infineon acquires Cypress Semiconductor for \$10.2 billion, a J.P.

Mukasey Frenchman
Murphy & King
Nixon Peabody
Outten & Golden
Pachulski Stang
Panitch Schwarze
Pepper Hamilton
Pierce Bainbridge
Plunkett Cooney
Putney Twombly
Quinn Emanuel
Reed Smith
Richards Layton
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Wachtell Lipton
Weil Gotshal
White & Case
Wilkinson Walsh
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Willkie Farr
Winston & Strawn
Zuckerman Spaeder

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Barings LLC
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Cadila Healthcare Ltd.
Citigroup Inc.
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Cypress Semiconductor Corp.
Deloitte Touche
Deutsche Bank AG
Dr. Reddy's Laboratories Ltd.
El Paso Electric Co.
Electronic Frontier Foundation
Essendant Inc.
Etsy Inc.
Eversource Energy

Morgan-affiliated fund buys El Paso Electric Co. for \$4.3 billion and Hospitality Properties buys a net lease portfolio from Spirit MTA for \$2.4 billion.

[Read full article »](#)

EXPERT ANALYSIS

State Net

Ariz. May Lead Charge For Professional Licensing Reciprocity

This year, Arizona became the first state to open up most of its licensed professions to people who obtained licenses in other states. Efforts to allow licensing reciprocity are cropping up in other states as well, but with limited success, says Dave Royse of State Net Capitol Journal.

[Read full article »](#)

LEGAL INDUSTRY

Analysis

Law Firms Court Risk With 2-Tiered Parental Leave Plans

JPMorgan Chase's recent \$5 million deal to resolve claims that its parental leave policy discriminated against men highlights the risk that comes with leave plans that afford differing benefits based on who's a "primary caregiver." While employers are moving away from making those distinctions, many large law firms still use a two-tiered approach.

[Read full article »](#)

Legal Industry Rebounds In May, Adds 2,000 Jobs

The U.S. added 2,000 legal industry jobs in May, recovering the jobs lost during the previous month and returning to the highest levels seen since the Great Recession, according to data from a new government report.

[Read full article »](#)

Interview

CBRE Law Firm Expert Sees Greater Focus On Collaboration

Law firms across the country are seeking greater efficiency amid rising rents in major markets, but as firms redesign their spaces, they are also looking to create common areas conducive to collaboration among lawyers, CBRE vice chairman and law firm expert Todd Lippman recently told Law360.

[Read full article »](#)

Discussing Pending Cases, Ginsburg Predicts More 5-4s

Justice Ruth Bader Ginsburg hinted that the U.S. Supreme Court will produce a number of divisive rulings in the remaining weeks of the term while discussing several high-interest cases that have yet to be decided, at a judicial conference on Friday.

[Read full article »](#)

Right Splinters Over Threat To Mich. Trial Judge Nominee

President Donald Trump's nomination of Michael Bogren for a judgeship in Michigan's Western District is in peril after a blistering onslaught from social conservatives, who complain his attacks on a religiously motivated couple opposing gay marriage on behalf of a client crossed a line.

[Read full article »](#)

Pierce Bainbridge Sued By Ex-Partner. Again.

Litigation boutique Pierce Bainbridge's fight with ex-partner Donald Lewis escalated on Friday when the attorney launched a defamation action against his former firm, marking the third lawsuit in an ongoing fray that has included accusations of sexual assault and financial fraud.

[Read full article »](#)

Sedgwick Strikes Clawback Deal With Former Equity Partners

Genuine Parts Co.
Glenmark Pharmaceuticals
Goldman Sachs Group Inc.
Google Inc.
Hospitality Properties Trust
IP Owners Association
Infineon Technologies
Ingredion Inc.
Institute for Justice
International Bar Association
JPMorgan Chase & Co.
Johnson & Johnson
Lannett Company, Inc
LexisNexis Group
LinkedIn Corp.
Macy's Inc.
Massachusetts Mutual Life Insurance
McDonald's Corp.
Microsoft Corp.
Morgan Stanley
Mueller Water Products Inc.
Mylan NV
NASDAQ OMX Group Inc.
National Conference of State Legislatures
New England Compounding Pharmacy Inc.
New York Times Co.
Nike Inc.
Novartis AG
Par Pharmaceutical Companies, Inc.
PetSmart Inc.
Pfizer Inc.
Pinterest Inc.
Purdue Pharma LP
QUALCOMM Inc.
RBC Capital Markets
Raytheon Co.
Reed Elsevier
Rockwell Collins Inc.
S.P. Richards Co. Inc.
ShopKo Stores
Spirit Realty Capital Inc.
Staples Inc.
State Bar of Michigan
Sun Pharmaceutical
Sycamore Partners Management LLC
Teva Pharmaceutical Industries Ltd.
The Western Union Co.
Twitter Inc.

The defunct law firm Sedgwick LLP has asked a California bankruptcy court to approve a deal with 45 of its former equity partners that would allow it to claw back almost \$1.6 million in payments it made in the year leading up to its dissolution.

[Read full article »](#)

Gregory Craig Says Disclosure Wasn't Needed In FARA Letter

A foreign lobbying law placed no specific disclosure duty on attorney Gregory Craig when he penned a letter to U.S. Department of Justice officials about work he did at Skadden for Paul Manafort and Ukraine officials, Craig told a federal judge Friday.

[Read full article »](#)

ABA Picks Ill. As Conference Site Amid Objections To Ga.

The American Bar Association announced Friday it will relocate its 2021 midyear conference from Orlando, Florida, to Chicago, three days after hundreds of members urged officials not to consider Atlanta as an alternative location because of what they called "draconian anti-choice legislation" recently passed in Georgia.

[Read full article »](#)

How Hackathons Are Helping To Decode The Justice Gap

"Legal hackathons" are increasingly being used as a way to bridge the justice gap. But while some advocates are optimistic that increased access to justice could come from the technology they hatch, others say issues of poverty and racism can't be fixed in a weekend.

[Read full article »](#)

GC Cheat Sheet: The Hottest Corporate News Of The Week

Fintech groups launched a network in Asia aimed at combating financial crime and promoting regulatory technology, and high-profile lawyers participating on a panel in New York called on senior managers to take a stand against sexual harassment and bullying. These are some of the stories in corporate legal news you may have missed in the past week.

[Read full article »](#)

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week.

[Read full article »](#)

Podcast

Law360's Pro Say: The Big Supreme Court Cases, Ranked

The U.S. Supreme Court is about to start a mad dash to the finish and issue more than two dozen rulings over the next three weeks, including all of the biggest decisions of the term. This week, we count down the most important opinions to watch for, on issues ranging from free speech to gerrymandering to the 2020 census.

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From: [Arlington Human Rights Commission](#)
To: [Adam](#)
Subject: (Archive Copy) Support Indigenous Peoples Day in MA!
Date: Sunday, May 12, 2019 9:37:31 AM

On May 7th, a Joint Committee of the MA legislature convened for a hearing which included a bill to change the Columbus Day holiday to Indigenous Peoples Day. This change would acknowledge the impact of colonialism, genocide, and racism on native people and celebrate Indigenous resilience and survival in Massachusetts, and across the country.

[Learn more about Indigenous Peoples Day in MA](#)

The organizers behind this effort have asked allies to send letters of support to the Joint Committee. Legislators need to see the broad coalition of Massachusetts residents that support this move to acknowledge our history and celebrate the role of Indigenous people in Massachusetts' history.

Write A Letter



Our mailing address is:

Arlington Human Rights Commission
27 Maple Street
Arlington, MA 02476

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From: [Public Policy Law360](#)
To: achapdelaine@town.arlington.ma.us
Subject: (Archive Copy) Supreme Court Wards Off Controversial Cases — For Now
Date: Friday, February 01, 2019 5:04:57 AM



PUBLIC POLICY

Friday, February 1, 2019



TOP NEWS

Feature

Supreme Court Wards Off Controversial Cases — For Now

The Supreme Court appears to have filled up its docket through the remainder of the 2018-2019 term, meaning that October is likely the earliest time it can hear a host of high-profile appeals related to the Deferred Action for Childhood Arrivals program, Title VII protections for LGBTQ employees, and more. [Read full article »](#)

Ogletree Atty Still Facing Uphill Battle For Court Nomination

Though Ogletree Deakins Nash Smoak & Stewart PC shareholder Thomas Farr, a former nominee to a trial court seat in North Carolina, met with the main Republican critic of his previous nomination Wednesday, he's not yet won the key allies needed for the White House to nominate him for the seat a third time. [Read full article »](#)

Analysis

FTC Split Over Staples Deal Shows Merger Review Fissures

The fight by many Democrats to push competition policy in a more populist direction helped spark a row at the Federal Trade Commission this week when members traded barbs over the agency's split decision allowing Staples and its private equity backer to acquire office supply company Essendant. [Read full article »](#)

9th Circ. Rules FTCA Claims Not Tolled For Minors

The Ninth Circuit held Thursday that the Federal Tort Claims Act's statute of limitations cannot be tolled because a plaintiff was underage when the underlying tort happened, affirming the dismissal of a young man's suit against the Federal Highway Administration over his father's death in a car crash. [Read full article »](#)

Analysis

What To Look For During Net Neutrality Oral Arguments

The Federal Communications Commission will defend its net neutrality deregulation order at the D.C. Circuit on Friday morning, squaring off against public interest advocates and others who say the commission recklessly struck Obama-era rules demanding internet service providers treat all web traffic equally. Here's a look at what to expect during oral arguments. [Read full article »](#)

Justices Urged To Toss Deposition Dispute In Census Case

The federal government has not offered any viable reason to maintain its challenge before the U.S. Supreme Court to deposing Commerce Secretary Wilbur Ross over his role in adding a citizenship question to the 2020 census, coalitions of states and immigration organizations have told the high court. [Read full article »](#)

BANKING & SECURITIES

Acting FHFA Head Spares Details On Plans In Reply To Dems



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[Holland & Knight](#)
[Hopkins & Carley](#)
[Irell & Manella](#)

A senior U.S. banking regulator who's temping as the head of the Federal Housing Finance Agency told two top congressional Democrats on Wednesday that he welcomes their input as the agency begins thinking about what to do with Fannie Mae and Freddie Mac but provided little more in the way of specifics. [Read full article »](#)

ENERGY & ENVIRONMENTAL

FERC's LaFleur To Step Down After Nudge From Senate Dems

Democratic Commissioner Cheryl LaFleur said Thursday that she would not seek a third term at the Federal Energy Regulatory Commission and would step down later this year, after Democratic U.S. Senate leadership told her she wouldn't be renominated when her current term expires on June 30. [Read full article »](#)

Enviros Sue EPA Over Drinking Water Standards

The U.S. Environmental Protection Agency has neglected its duty under the federal Safe Drinking Water Act to revise standards for currently regulated contaminants and to devise new standards for emerging ones, environmental groups said in a lawsuit filed Wednesday. [Read full article »](#)

Senior Dems Tell DOD To Revise 'Half-Baked' Climate Report

Three senior House Democrats have urged the U.S. Department of Defense to revise a report on the risks that climate change poses for key military bases, saying in a letter made public Wednesday that it had fallen short of what Congress had requested. [Read full article »](#)

NY, Mass., Other States Sue EPA Over Ozone Pollution Regs

Six East Coast states and New York City on Thursday kicked off a lawsuit challenging the U.S. Environmental Protection Agency's alleged failure to protect states downwind of other, ozone-polluting states by requiring stricter emission standards. [Read full article »](#)

HEALTH & LIFE SCIENCES

8 Highlights As Trump Targets Drug-Rebate Kickback Shield

The Trump administration moved Thursday to eliminate rebates paid by drugmakers to Medicare Part D insurers, arguing that the relentless pursuit of discounts harms consumers by encouraging higher sticker prices. Here are eight highlights from the splashy action. [Read full article »](#)

IP & TECHNOLOGY

Analysis

Trade Secret Theft Charges May Doom Huawei's Future In US

The criminal cases against China's Huawei Technologies Co. Ltd. over a purported trade secrets heist from T-Mobile USA Inc. and alleged deception over its dealings with Iran could lead to severe penalties for the smartphone maker, including the end of its U.S. operations. [Read full article »](#)

TRANSPORTATION & INFRASTRUCTURE

9th Circ. Urged To Dump Calif. Uber Licensing Regs Suit

The California Public Utilities Commission and Uber Technologies Inc. told the Ninth Circuit on Wednesday that the state's licensing regulations covering transportation network companies are fair, and that a suit claiming the regulations are preempted by federal law must be dumped. [Read full article »](#)

REAL ESTATE

NYC Housing Authority Must Face Lead Poisoning Suit

A New York appeals court on Thursday revived a lawsuit seeking to hold the New York City Housing Authority accountable for a child's alleged lead

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Jenner & Block
Jones Day
K&L Gates
Katz Marshall
Keller & Benvenutti
Kirkland & Ellis
Knobbe Martens
Latham & Watkins
Levy Ratner
Loeb & Loeb
Lowenstein Sandler
Milbank Tweed
Morris Nichols
Morrison & Foerster
Nelson Bumgardner
Ogletree Deakins
Orrick Herrington
Patterson Belknap
Paul Hastings
Perkins Coie
Proskauer Rose
Quinn Connor
Quinn Emanuel
Richards Layton
Ropes & Gray
Rutan & Tucker
Schroeder Maundrell
Sidley Austin
Simpson Thacher
Skadden
Stamoulis & Weinblatt
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poisoning, saying the agency failed to definitively show the building in which he lived was free from lead-based paint. [Read full article »](#)

EMPLOYMENT

Full 11th Circ. To Revisit Suit Calling Ala. Wage Law Racist

The Eleventh Circuit on Wednesday granted an en banc rehearing in a dispute over an Alabama law that blocks local governments from passing minimum wage hikes, wiping out a panel ruling that revived allegations the law discriminates against Birmingham's black majority. [Read full article »](#)

NMB Looks To Scuttle 'Straw Man' To Simplify Union Decert.

The National Mediation Board, which oversees labor relations in the airline and railroad industries, floated a rule Thursday to simplify its process for workers in those industries to decertify the unions representing them by axing a so-called "straw man" requirement that it says muddies decertification elections. [Read full article »](#)

NJ Lawmakers OK \$15 Min. Wage Bill Amid Cost Concerns

The Democrat-controlled New Jersey Legislature signed off Thursday on a bill to hike the state's minimum wage to \$15 an hour for most workers over the next five years, with supporters framing it as a balanced initiative that would assist families and critics blasting it as harmful to businesses. [Read full article »](#)

NJ Bill Nixing Secret Harassment Deals Lands On Gov.'s Desk

A controversial New Jersey proposal that would bar nondisclosure clauses in workplace harassment settlement agreements has landed on Gov. Phil Murphy's desk following its passage in both chambers of the state legislature Thursday. [Read full article »](#)

Sen. Warren Says Sears Workers 'Shortchanged' By Ex-CEO

U.S. Senator Elizabeth Warren has indicated she has concerns over the well-being of Sears Holdings Corp. workers as a result of the proposed \$5.2 billion sale of the company to a hedge fund owned by ex-Sears CEO Edward Lampert. [Read full article »](#)

COMPETITION

Harris Eyes Night Vision Biz Sale To Clear \$35B L3 Merger

Defense contractor Harris Corp. has offered to put its night vision business on the block to allay U.S. Department of Justice concerns that its planned \$35 billion merger with L3 could create antitrust problems, Harris said in a filing to the U.S. Securities and Exchange Commission. [Read full article »](#)

CYBERSECURITY & PRIVACY

Calif. Privacy Law Limits Consumers' Choices, Ad Groups Say

A coalition of major advertising trade associations is pushing California's attorney general to craft rules that would ease some of the stringent data sale restrictions and disclosure requirements under the state's landmark consumer privacy law, arguing that inaction would reduce consumers' choices and harm online advertising activities that fuel the internet. [Read full article »](#)

Mass. Bill Would Make Clandestine Data Harvesting An Injury

Consumers in Massachusetts whose biometric or personal data has been swept up without permission would have standing to sue without proving any other type of injury under a bill introduced in the state's Senate. [Read full article »](#)

MEDICAL MALPRACTICE

6th Circ. Won't DQ Ohio Judge In Fraudulent Surgeries Case

American Civil Liberties Union
American Retirement Association
Anadarko Petroleum Corp.
Avis Budget Group Inc.
Baker Hughes Inc.
British Broadcasting Corp.
CITGO Petroleum Corp.
CSP Inc.
Computer & Communications Industry Association
Con-Way Inc.
Delta Air Lines Inc.
Dollar Tree Inc.
EisnerAmper LLP
Entegris, Inc.
Entertainment Software Association
Essendant Inc.
Etsy Inc.
ExpressJet Airlines Inc.
Facebook
Fannie Mae
Ford Motor Co.
Freddie Mac
Google Inc.
HP Inc.
Halliburton Company
Harris Corporation
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Huawei Technologies
Humana Inc.
Institute for Policy Integrity
Johnson & Johnson
Kraft Foods Inc.
La-Z-Boy Incorporated
LexisNexis Group
London Stock Exchange Group PLC
Lyft Inc.
Mars Inc.
Miller Diversified Inc.
NBCUniversal Inc.
National Association of Insurance Commissioners
National Congress of American Indians
Nestle
New Jersey Civil Justice Institute
New Jersey State Bar Association
New York City Bar Association
New York University
Nielsen Holdings
Nordstrom Inc.

The Sixth Circuit on Wednesday said an Ohio federal judge properly rejected bids made by hundreds of patients seeking to disqualify the state judge presiding over a consolidated medical malpractice case against a fugitive surgeon, citing U.S. Supreme Court precedent. [Read full article »](#)

INTERNATIONAL TRADE

Trump Extends 'Buy American' Push In New Executive Order

President Donald Trump signed an executive order Thursday extending his "Buy American" push to cover purchases made using federal loans and similar government assistance programs whenever possible, the White House said. [Read full article »](#)

Trump Won't Give China More Time To Avoid Tariff Spike

President Donald Trump said Thursday that he will raise tariffs on China if he does not secure new trade concessions from Beijing by March 1 after previously signaling that the self-imposed deadline could be extended if negotiations with China were heading in a positive direction.

[Read full article »](#)

TAX

Cannabis Cos.' Use Of Foreign Tax Credits May Draw IRS Fire

A showdown may be looming between the IRS and domestic cannabis businesses that claim foreign tax credits for countries where the drug is legal because the tax code is not clear about whether such a move is permitted. [Read full article »](#)

NJ Gov. Vetoes Tax Break For Attys' Fees In FCA Cases

New Jersey Gov. Phil Murphy on Thursday vetoed a bill that would have provided a gross income tax exclusion for attorneys' fees and costs received in connection with certain qui tam claims and actions dealing with unlawful discrimination and retaliation. [Read full article »](#)

Sen. Sanders Wants To Raise Estate Tax Rates For Top 0.2%

Sen. Bernie Sanders, I-Vt., a potential 2020 presidential candidate, introduced legislation in the U.S. Senate Thursday that would add an extra tax on estates worth more than \$750,000, the top 0.2 percent of Americans.

[Read full article »](#)

BANKRUPTCY

Puerto Rico Pension Bondholders Have Valid Liens: 1st Circ.

The First Circuit has ruled holders of bonds issued by Puerto Rico's public pension fund have valid liens on employer contributions, saying the collateral was described in enough detail in financial statements for the bondholders to make the claim. [Read full article »](#)

IMMIGRATION

Trump Insists On Wall Funds In Border Security Talks

President Donald Trump reiterated Thursday that any border security deal to keep the government funded has to include wall funding as he and Democrats continued to entrench their positions on negotiations during the shutdown reprieve. [Read full article »](#)

NATIVE AMERICAN

Native Congresswoman To Co-Lead Tribe-Focused Caucus

A New Mexico Democrat who recently became one of the first Native American women in Congress was tapped to co-chair a coalition focused on tribal issues, joining an Oklahoma Republican who has helped lead the caucus for roughly a decade. [Read full article »](#)

Nynas AB

Oracle Corp.

Owens Corning

PG&E Corporation

Panasonic Corporation

Pfizer Inc.

PhRMA

Pharmaceutical Care Management Association

Pier 1 Imports Inc.

Rambus, Inc.

Reed Elsevier

Schlumberger Limited

Sears Holdings Corp.

Siemens AG

Sierra Club

Sony Pictures Entertainment Inc.

Staples Inc.

Starbucks Corporation

Stifel Financial Corp.

StubHub Inc.

Sycamore Partners Management LLC

T-Mobile USA Inc.

The Hershey Company

The Kraft Heinz Foods Co.

The Weather Channel Inc.

Twitter Inc.

Uber Technologies Inc.

Virgin America Inc.

Volkswagen

Wabtec Corporate

Warner Media LLC

Washington Legal Foundation

Washington Post Co.

Weatherford International Ltd.

Yahoo! Inc.

GOVERNMENT AGENCIES

California Public Utilities Commission

Cherokee Nation

Chickasaw Nation

Congressional Budget Office

Department of Commerce

Employee Benefits Security Administration

Equal Employment Opportunity Commission

European Union

Executive Office of the President

Federal Bureau of Investigation

Federal Communications Commission

Federal Energy Regulatory

Udall Takes Another Swing At Bill To Aid Native Entrepreneurs

A bill designed to promote entrepreneurial endeavors in Native American communities was reintroduced in the U.S. Senate on Thursday, nearly two years after Sen. Tom Udall, D-N.M., first brought the measure to Congress. [Read full article »](#)

Va. City Council Supports Tribal Casino Legislation

The city of Norfolk, Virginia, threw its support behind state legislation that would allow a federally recognized tribe to operate a casino in the area, with the council unanimously passing a resolution in favor of the proposed bills. [Read full article »](#)

TELECOMMUNICATIONS

Volkswagen, T-Mobile Back Plan For Cell-Connected Cars

Volkswagen and T-Mobile USA Inc. have thrown their support behind an automotive association's request that the Federal Communications Commission allow a new cellular-based car communication technology to share the spectrum band used for auto safety purposes. [Read full article »](#)

EXPERT ANALYSIS

Why Review Title VII Exhaustion Requirements At High Court?

In *Fort Bend County v. Davis*, the U.S. Supreme Court will decide whether exhaustion of administrative remedies under Title VII is required before a court can exercise jurisdiction over a case. But many are wondering what practical difference, if any, the eventual outcome will make, says Carolyn Wheeler of Katz Marshall & Banks LLP. [Read full article »](#)

OFAC Escalates Venezuela Sanctions

This week, the U.S. Department of the Treasury's Office of Foreign Assets Control imposed sanctions against Venezuela's state-owned oil company. But U.S. companies may find these sanctions easier to comply with than some of last year's measures against Russian entities, say attorneys with Ropes & Gray LLP. [Read full article »](#)

10 Lessons From US Indictments Of State-Sponsored Hackers

While we tend to view the indictments of state-sponsored cybercriminals as a reflection of ongoing geopolitical maneuvering, we should not overlook the insight we can gain from the charges about how such groups target and exploit companies, say attorneys with Alston & Bird LLP. [Read full article »](#)

Ohio Raises Cybersecurity Standards For Insurance Industry

A new Ohio law requires insurance companies to implement comprehensive cybersecurity protocols. All companies covered by Ohio's insurance laws should understand what constitutes a legally sound information security program, says David Sporar of Brouse McDowell LPA. [Read full article »](#)

What Lawyers Can Do To Prevent And Combat Burnout

Lawyer burnout has been called a "romantic disorder" because it is characteristic of a work ethic admired in the legal culture. But the negative impacts of burnout are real and lawyers need to recognize the signs and solutions, says Jennifer Gibbs of Zelle LLP. [Read full article »](#)

LEGAL INDUSTRY

These Firms Scored The Most Patent Work In 2018

Firms with offices in Delaware filed the most patent lawsuits in 2018, with that state seeing an influx of cases after a blockbuster U.S. Supreme Court ruling, while a pair of IP boutiques topped the list of firms fielding a high volume of work at the Patent Trial and Appeal Board. [Read full article »](#)

Delaware Outstrips Texas As Top Patent Hotspot Of 2018

In the first full year after the U.S. Supreme Court restricted where patent

Commission
Federal Highway Administration
Federal Housing Finance Agency
Federal Motor Carrier Safety Administration
Federal Trade Commission
Financial Conduct Authority
Ho-Chunk Nation
Illinois Supreme Court
Internal Revenue Service
International Trade Commission
Joint Committee on Taxation
National Mediation Board
New Jersey Legislature
New York Attorney General's Office
New York City Housing Authority
Office of Foreign Assets Control
Office of the Comptroller of the Currency
Ohio Attorney General's Office
Ohio Supreme Court
Oklahoma Legislature
Pennsylvania Supreme Court
Pension Benefit Guaranty Corp.
Pueblo of Laguna of New Mexico
Securities and Exchange Commission
Texas Supreme Court
U.S. Attorney's Office
U.S. Census Bureau
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House Committee on Energy and Commerce
U.S. House of Representatives
U.S. Marine Corps
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
U.S. Tax Court

suits can be filed, the District of Delaware became the go-to court for many plaintiffs and the Eastern District of Texas remained an appealing forum, though it is no longer the patent behemoth it once was, new data shows.

[Read full article »](#)

New York City Bar Association To Study Litigation Funding

The New York City Bar Association has formed a new working group to study litigation funding, the association announced Thursday, roughly six months after it made waves with an opinion declaring to be unethical a common litigation financing strategy in which lawyers pledge cuts of expected fees in exchange for upfront cash. [Read full article »](#)

Global Law Firm DWF Pushes Ahead With UK Public Offering

Global law firm DWF LLP is considering an initial public offering on the London Stock Exchange, noting in a regulatory filing that it has submitted a registration statement for the U.K. Financial Conduct Authority's approval.

[Read full article »](#)

Interview

Pittsburgh's New Top Judge Looks To Modernize Court Access

The new president judge of the Allegheny County Court of Common Pleas is proposing to make e-filing mandatory and to launch a public calendar app in an effort to modernize Pennsylvania's second-largest court system through technology, she told Law360 on Thursday. [Read full article »](#)

Law360's Weekly Verdict: Legal Lions & Lambs

Sidley Austin garnered a spot among the legal lions with a Seventh Circuit victory for a client fighting bull semen sorting patent claims, while Heninger Garrison Davis ended up among the legal lambs after a federal judge threw out its patent owner client's \$100 million lawsuit challenging claim cancellations. [Read full article »](#)

The Top In-House Hires Of January

The notable legal department hires during the first month of 2019 included appointments at Humana, Twitter and Pier 1 Imports. Here, Law360 looks at these and some of the other top in-house announcements of January.

[Read full article »](#)

Law360 Seeks Members For Its 2019 Editorial Boards

Law360 is looking for avid readers of our publications to serve as members of our 2019 editorial advisory boards. [Read full article »](#)

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Date: Tuesday, October 30, 2018 4:21:52 AM



PUBLIC POLICY

LexisNexis launches Law360's Access To Justice Newswire

Letter from the Publisher

Tuesday, October 30, 2018



TOP NEWS

Supreme Court Won't Hear Pa. Gerrymandering Case

The U.S. Supreme Court on Monday shot down an appeal bid from Republican legislative leaders in Pennsylvania challenging a landmark decision earlier this year that struck down the state's congressional map as a partisan gerrymander. [Read full article »](#)

Election Will Decide If Senate Passes More Tax Cuts: Brady

House Ways and Means Chairman Kevin Brady, R-Texas, said Monday that the Senate will pass another round of tax cuts next year if Republicans maintain the majority in both chambers of the U.S. Congress. [Read full article »](#)

Proxy Firms Faulted On Advice In Squire Patton-Led Report

Proxy advisory firms often give flawed guidance to shareholders while leaving corporations little time to respond to the firms' recommendations, which carry heavy sway among investors, according to a report Monday led by law firm Squire Patton Boggs and backed by a pro-business group. [Read full article »](#)

Trump Accused Of Conning Thousands Into Bogus Deals

A lawsuit in New York federal court hit President Donald Trump and three of his children with a string of racketeering and fraud allegations Monday, stoking new controversy over his business empire just a week ahead of the midterm elections. [Read full article »](#)

Commerce Restricts Exports To Chinese Semiconductor Co.

The U.S. Department of Commerce has moved to restrict exports and technology transfers to a Chinese semiconductor firm, in an effort to protect U.S. national security interests and American technology, according to a notice to be published in the Federal Register on Tuesday. [Read full article »](#)

High Court Delays Decision On Net Neutrality Cert

The U.S. Supreme Court has delayed announcing whether it will hear the closely watched net neutrality appeal and has indicated that the earliest it will say whether certiorari has been granted is after a conference scheduled for Friday. [Read full article »](#)

ENERGY & ENVIRONMENTAL

Justices Won't Hear Chevron Test Over FWS Otter Program

The U.S. Supreme Court on Monday declined to hear a challenge to the effect of so-called Chevron deference on agency decision-making, keeping in place a Ninth Circuit decision that rejected a challenge to the U.S. Fish

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Cleary Gottlieb
Consovoy McCarthy
Cooper & Kirk
Cravath Swaine
DLA Piper
Davidson & Lindemann
Edelson PC
Emery Celli
Foley & Lardner
Gibson Dunn
Goldstein & Russell
Gordon Dadds
Jenner & Block
John J. Conway PC
Kaplan Hecker
Kirkland & Ellis
Latham & Watkins
Lawyers' Committee for Civil Rights
Maring Williams
Mayer Brown

and Wildlife's power to end a failed sea otter conservation program.

[Read full article »](#)

4th Circ. Backs SC Plutonium Removal Injunction

The Fourth Circuit has said a lower court followed the law when it decided the U.S. Department of Energy had to remove a metric ton of weapons-grade plutonium from a nuclear waste disposal facility in South Carolina after the DOE had missed a deadline to process the material.

[Read full article »](#)

EPA Floats Delay Of Obama-Era Landfill Methane Standards

The U.S. Environmental Protection Agency is suggesting delaying until 2019 Obama-era regulations that limit emissions from municipal landfills, according to a proposed rule to be published in the Federal Register on Tuesday. [Read full article »](#)

Auto Emissions Rollback Draws Unexpected Opposition

The Trump administration's proposal to weaken Obama-era greenhouse gas emissions and fuel efficiency standards has drawn criticism from surprising sources including Shell Oil and General Motors over climate change concerns, while California complained it would lose a Clean Air Act waiver that allows it to set its own greenhouse gas specifications under the plan. [Read full article »](#)

HEALTH & LIFE SCIENCES

More Concerns Raised About Compliance At Broward Health

Leadership turmoil that plunged South Florida's Broward Health into a \$70 million settlement with the federal government in 2015 has showed few signs of going away, according to a compliance report's findings of shortcomings regarding contract negotiations and watchdogs' recent letters alleging threats to independent review efforts. [Read full article »](#)

INSURANCE

BCBS Hid Air Ambulance Coverage, Patients Tell 8th Circ.

An insurance company shouldn't be allowed to pay whatever it wants for emergency medical flights, a North Dakota couple told the Eighth Circuit on Friday, arguing that the slipperiness of Blue Cross Blue Shield of North Dakota's reimbursement practices violates the Employee Retirement Income Security Act. [Read full article »](#)

CYBERSECURITY & PRIVACY

Canadian Privacy Chief Offers Guidance On New Breach Rule

Canada's privacy commissioner on Monday released long-awaited guidance on how companies can meet their reporting and record-keeping obligations under a federal breach-notification regime set to take effect later this week, although the regulator continued to express frustrations with the "limited resources" his office currently has to enforce the new law. [Read full article »](#)

REAL ESTATE

Skunk Smell Ruined Dream Home, Jury Told At Pot RICO Trial

A trial that could dramatically alter the expansion of cannabis in one of the first states to legalize it kicked off Monday in Colorado federal court, with an aggrieved landowner telling jurors how the skunky smell of a grow operation next door has ruined her family's dream home. [Read full article »](#)

TAX

UK Budget Increases Capital, Royalty, Plastic Taxes

The U.K. will introduce anti-tax-avoidance measures worth £2.1 billion (\$2.7 billion) a year, with more restrictive allowances for corporate capital losses

McGuireWoods

McKool Smith

Morrison & Foerster

O'Connell & Aronowitz

Ogletree Deakins

Paul Weiss

Pillsbury Winthrop

Reichman Jorgensen

Riggs Abney

Robinson Miller

Squire Patton Boggs

Stoel Rives

Sugarman Rogers

Sullivan & Cromwell

VLP Law Group

Venable LLP

Walden Macht

Willoughby & Hoefer

WilmerHale

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Aéroports de Paris

Alliance of Automobile
Manufacturers

American Bar Association

American Cable Association

American Civil Liberties Union

American Institute of Certified
Public Accountants

Blue Cross Blue Shield of North
Dakota

CTIA

Chevron Corp.

Citizens for Responsibility and
Ethics in Washington

DraftKings Inc.

FanDuel Inc.

Fordham University

General Motors

Global Automakers

HSBC Holdings PLC

Highstar Capital LP

Institutional Shareholder Services
Inc.

Internet Brands, Inc.

London Stock Exchange Group
PLC

Martindale-Hubbell Inc.

Micron Technology Inc.

NAACP Legal Defense and
Educational Fund Inc.

NFL Enterprises LLC

Neota Logic Inc.

and a levy on royalties sent to tax havens, finance minister Philip Hammond announced Monday. [Read full article »](#)

Supreme Court Won't Review Ruling On Ill. Estate's Taxes

The U.S. Supreme Court said Monday it would not take a challenge to an Illinois Supreme Court decision that ruled a state circuit court lacked jurisdiction to hear a case challenging the retroactive application of Illinois' estate tax for a \$5 million estate. [Read full article »](#)

Adopt Model Statute For Partnership Audits, MTC Officer Says

The Multistate Tax Commission should formally adopt a model statute that addresses how states could handle partnership audits in the wake of new federal audit rules, the commission's hearing officer on the subject said in a report Monday. [Read full article »](#)

IMMIGRATION

Justices Seek SG's Input On Damages In Border Shooting

The U.S. Supreme Court on Monday asked the U.S. solicitor general to weigh in on whether the mother of a slain Mexican teenager can collect damages in the cross-border shooting of her son by a U.S. Border Patrol agent. [Read full article »](#)

High Court Won't Hear Visa Fraud, Bond Hearing Cases

The U.S. Supreme Court on Monday declined to consider a decision that a detained Salvadoran man facing a reinstated deportation order was not entitled to a bond hearing to determine whether he was eligible for withholding of removal and another ruling that turned down a bid for a new trial by two brothers convicted of visa fraud. [Read full article »](#)

ICE Tells 2nd Circ. Activist Can't Hide Behind 1st Amendment

U.S. Immigration and Customs Enforcement told the Second Circuit on Wednesday that most people facing deportation do not enjoy certain free speech protections, saying precedent supports the deportation of a prominent organizer with a criminal past. [Read full article »](#)

Refugees Seek Cert. In Ohio Driver's License Bias Suit

An immigration advocacy group and several refugees asked an Ohio federal court Friday to certify their putative class action alleging that the state's Bureau of Motor Vehicles is discriminating against noncitizen refugees by illegally denying them driver's licenses. [Read full article »](#)

Watchdog Group Sues DHS Over Family Separation Records

The U.S. Department of Homeland Security has a "culture of noncompliance" that resulted in the agency not keeping files on immigrant families who were separated at the border, according to a complaint filed Friday in D.C. federal court by a government watchdog group. [Read full article »](#)

NATIVE AMERICAN

Slave Descendants Say Tribal Chief Belongs In Bias Suit

Descendants of slaves once held by the Muscogee (Creek) Nation have asked a D.C. federal court to deny a bid by the tribe's principal chief to escape their discrimination suit, saying that the court has jurisdiction over him and that the plaintiffs aren't required to exhaust tribal remedies. [Read full article »](#)

TELECOMMUNICATIONS

10th Circ. Nixes Review Of FCC Subsidy Clawback, For Now

The Tenth Circuit has refused to take up a Federal Communications Commission demand that a Colorado phone company pay back \$7 million in federal subsidies for network deployment, saying a pending FCC review

New York Times Co.
Pacific Legal Foundation
Public Knowledge
Royal Dutch Shell PLC
Sony Music Entertainment Inc.
TechFreedom
Trump Organization Inc.
United States Telecom Association
Verizon Communications Inc.
Volkswagen
Washington Post Co.
Wayfair LLC

GOVERNMENT AGENCIES

Bureau of Indian Affairs
Bureau of Industry and Security
California Air Resources Board
Committee on Foreign Investment in the United States
Department of Commerce
Drug Enforcement Administration
European Union
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Fish and Wildlife Service
Government Accountability Office
Illinois Supreme Court
Internal Revenue Service
Minnesota Department of Revenue
NAFTA
NATO
National Archives and Records Administration
National Highway Traffic Safety Administration
New York Attorney General's Office
New York State Gaming Commission
Pennsylvania Supreme Court
Puerto Rico Ports Authority
Securities and Exchange Commission
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of State
U.S. Department of the Interior

prevents court involvement for now. [Read full article »](#)

AT&T Takes Fight Over FCC's 5G Rule To DC Circ.

AT&T has joined the growing opposition to the Federal Communications Commission's recent 5G order, asking the D.C. Circuit to force the FCC to include a "deemed granted" provision that would kick in if local authorities take too long to respond to a request to place wireless facilities.

[Read full article »](#)

WHITE COLLAR

Justices Won't Review NJ's Nonmonetary Bail Reform Fight

The U.S. Supreme Court on Monday declined to wade into a dispute over claims that New Jersey's bail reform law violated a man's constitutional right to post monetary bail for pretrial release, leaving intact a precedential opinion by the Third Circuit rejecting his bid to enjoin state officials from enforcing the statute. [Read full article »](#)

Daily Fantasy Sports Are Gambling, NY Judge Says

A New York state judge found Friday that daily fantasy sports contests, like those offered by DraftKings Inc. and FanDuel Inc., are gambling, and that the state law that legalized them is unconstitutional, but noted that the court can't stop lawmakers from excluding them from the state's anti-gambling penal law. [Read full article »](#)

CIVIL RIGHTS

Harvard Students, Alumni Testify Race Matters In Admissions

A diverse group of Harvard students and alumni took center stage Monday in the closely watched affirmative action trial, telling a federal judge how their ethnicity shaped their time at Harvard and discouraging the elimination of a race-conscious admissions policy at the Ivy League school.

[Read full article »](#)

EXPERT ANALYSIS

Prospects For Tax Policy In A Divided Post-Election Congress

The outcome of next week's election remains uncertain, but it is possible to predict some of the policy changes and legislative initiatives likely to arise during lame duck and 116th congressional sessions if Democrats regain a majority in the House of Representatives, say Evan Migdail and Melissa Gierach at DLA Piper LLP. [Read full article »](#)

How SUPPORT Will Affect Pharma Interactions With DEA

While the SUPPORT Act is largely directed at treatment and prevention, it contains several momentous provisions for companies that manufacture, distribute or dispense opioid medications. Interestingly, the act also imposes significant analytical and reporting hurdles on the U.S. Drug Enforcement Administration, says Jodi Avergun of Cadwalader Wickersham & Taft LLP.

[Read full article »](#)

CFIUS' Pilot Program: Takeaways For State-Owned Investors

The Committee on Foreign Investment in the U.S. has announced a pilot program requiring filings when entities linked to foreign governments acquire substantial interests in certain U.S. businesses. State-owned entities will need to report more transactions, but the process will be streamlined in many cases, say Nancy Fischer and Matthew Rabinowitz of Pillsbury Winthrop Shaw Pittman LLP. [Read full article »](#)

Compliance Remains A Key DOJ Priority

Commentators have hailed a new U.S. Department of Justice policy as signaling a softening in the Criminal Division's use of corporate monitors. But it is worth noting what the Benczkowski memo does not change, say former Assistant U.S. Attorney General Leslie Caldwell and Christopher Ting

U.S. Environmental Protection Agency

U.S. Immigration and Customs Enforcement

U.S. Supreme Court

World Bank Group

of Latham & Watkins LLP. [Read full article »](#)

How The FAA Reauthorization Law Supports Airport Leasing

Provisions in the recently passed Federal Aviation Administration reauthorization significantly enhance the ability of U.S. public entities to obtain the operational and financial benefits of private airport management by leasing airports to private airport operators, says John Schmidt of Mayer Brown LLP. [Read full article »](#)

Q&A

Wendy Olson Talks Twin Falls, Tribes, Private Practice

Former U.S. Attorney for the District of Idaho Wendy Olson discusses her decades of experience prosecuting white collar crimes and civil rights violations, her work and challenges as U.S. attorney, and her move to private practice. [Read full article »](#)

LEGAL INDUSTRY

For Small Firms, Big Benefits Are Weapons In Talent War

Competition is stiff among the nation's top law firms for cream of the crop associates, and while it may seem that large law firms have a stranglehold on the market for talent, small firms are stepping up with exceptional pay and benefits aimed at roping in the best of the best. [Read full article »](#)

Gordon Dadds, Ince Joining To Form UK's Biggest Listed Firm

The United Kingdom-based Gordon Dadds Group PLC has agreed to an estimated £34 million (\$43.5 million) acquisition of Ince & Co. International LLP, a tie-up expected to create the region's largest publicly listed law firm by revenue, according to a press release Monday. [Read full article »](#)

Legal Tech Download: Automated Invoice Review And Pricing

The world of legal technology is evolving quickly, with new products coming to market in rapid succession. Here, Law360 takes a look at seven recent developments. [Read full article »](#)

Interview

15 Minutes With Kickstarter's General Counsel

Earlier this year, Chris Mitchell took on his third general counsel role when he started working at Kickstarter, the public benefit corporation that maintains a global crowdfunding platform focused on creativity and merchandising. Here, he describes his nonlegal responsibilities and how he stays on top of security developments as companies of all sizes across industries face unprecedented challenges from cyberattacks.

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Access to Justice



Text Me: How Messaging Is Helping People Avoid Jail

Programs that provide texted reminders to people about upcoming court dates are spreading across the country. Proponents say the reminders offer an alternative to punishment and address some of the complex reasons that people don't appear in court.

[Read full article](#)

Justices' Juror Strike Questions Bode Well For Curtis Flowers

Over 200 people lined up outside the U.S. Supreme Court on Wednesday to hear oral arguments in a high-profile case that's spanned six capital murder trials and centers on one crucial question: How much should a prosecutor's history matter when the other side alleges racial bias affected jury selection?

[Read full article](#)

Will Congress Heed Trump's Call To Nix Legal Aid Funder?

For the third year in a row, President Donald Trump's annual budget calls for the elimination of the Legal Services Corp., but advocates for America's largest single funder of legal aid services remain hopeful that lawmakers will again rebuff that recommendation.

[Read full article](#)

After Google Ruling, Legal Aid Groups In No Mood To Cheer

Legal aid groups may have dodged a challenge to a source of important funding when the U.S. Supreme Court this week kicked questions surrounding a class action settlement with Google back to the lower courts, but there were no sighs of relief.

[Read full article](#)

High Court Could Soon End Split Jury Convictions For Good

In taking up a Louisiana man's challenge to his murder conviction, the U.S. Supreme Court could be on the verge of banning the conviction of defendants in state courts based on nonunanimous juries, an increasingly rare practice many argue is rooted in discrimination.

[Read full article](#)

DC Circ. Dissects Atty Fee Ruling That Stoked Access Fears

Monday, March 25, 2019

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[Quinn Emanuel](#)
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A D.C. Circuit panel has raised concerns with a survey of lawyers' rates that a lower court used to pare millions from an attorney fee award in a decision that legal aid and public interest groups fear may undercut their fee awards and ultimately reduce the number of clients they can take on.

[Read full article](#)

Okla. Accused Of Running Unconstitutional Debtors' Prisons

The idea of a debtors' prison conjures grainy images of another time and place, but three individuals in Oklahoma who are struggling to put food on the table say their state has effectively revived the practice — incarcerating them because they failed to keep up with thousands of dollars in court-ordered fines and fees.

[Read full article](#)

All Access

Talking Restorative Justice With Lara Bazelon

The author of a new book on wrongful convictions discusses how the current justice system of crime and punishment could be reframed to focus on harm and healing.

[Read full article](#)

Perspectives

Coercive Process For Material Witnesses Needs Reform

The current application of the material witness statute is deeply flawed and antithetical to the fundamentals of American criminal justice, say attorneys with Buckley LLP.

[Read full article](#)

Perspectives

Bringing The Gig Economy To Legal Work Will Require Care

Many people in the United States are not getting the legal help they need, and at the same time many lawyers are struggling to find employment. A legal services gig economy could benefit both lawyers and clients, but it must be implemented without disrupting the existing market, says Adam Kerpelman of Juris Project.

[Read full article](#)

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American Bar Association

Animal Legal Defense Fund

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Bayer AG

Bliss Lawyers

Burford Capital LLC

Cable-Satellite Public
Affairs Network

City National Corp.

Competitive Enterprise
Institute

CoreLogic Inc.

Facebook

Fannie Mae

Fitbit Inc.

Fortress Investment Group
LLC

Fox Entertainment Group

General Motors

GitHub Inc.

Google Inc.

Home Box Office Inc.

Husqvarna Group

IMF Bentham Ltd.

International Business
Machines Corp.

Kimberly-Clark Corp.

Lawyers' Committee for
Civil Rights Under Law

LinkedIn Corp.

Major Lindsey & Africa

Microsoft Corporation

Monsanto Co.

Morgan Stanley

Mount Sinai Medical Center

National Women's Law
Center

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New Century Financial

New York Post

New York State Bar
Association

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Raytheon Co.
SYSCO Corp.
Spokeo Inc.
Sprint Nextel Corporation
Tapestry Inc.
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Vera Institute of Justice Inc.
Volkswagen
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Solutions Inc.

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Investigation
Federal Communications
Commission
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Food and Drug
Administration
Judicial Conference of the
United States
Legal Services Corp.
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From: [Public Policy Law360](#)
To: achapdelaine@town.arlington.ma.us
Subject: (Archive Copy) Trump Picks Regulatory Czar For Kavanaugh's DC Circ. Seat
Date: Wednesday, November 14, 2018 4:23:40 AM



PUBLIC POLICY

Wednesday, November 14, 2018



TOP NEWS

Trump Picks Regulatory Czar For Kavanaugh's DC Circ. Seat

President Donald Trump on Tuesday named the chief of the Office of Information and Regulatory Affairs for the D.C. Circuit post vacated by U.S. Supreme Court Justice Brett Kavanaugh, setting off a nomination fight for what's viewed as the nation's second-highest appeals court.

[Read full article »](#)

Analysis

Sessions' Immigration Actions Set Durable Precedent

Though Jeff Sessions stepped down from his post as U.S. attorney general last week, the effects of his decisions upending Board of Immigration Appeals precedents and placing direct pressure on immigration judges to process cases more quickly will long outlast his tenure, attorneys said.

[Read full article »](#)

Maryland Challenges Acting AG Whitaker's Appointment

The state of Maryland on Tuesday challenged both the legality and the constitutionality of acting Attorney General Matthew Whitaker's controversial appointment in Maryland federal court, seeking to declare his mandate void in the state's lawsuit over the Affordable Care Act. [Read full article »](#)

9th Circ. Denies Right-To-Counsel Bid By Immigrant Minors

The Ninth Circuit on Tuesday declined to reconsider a case brought by a class of thousands of unaccompanied immigrant children seeking lawyers and due process rights in deportation cases, leaving in place its earlier decision that the children can't bypass immigration court and head straight to district court. [Read full article »](#)

Dems Up Ante As Fla. Recount Litigation Piles Up

With Florida's 67 counties hurrying to recount the votes in the races for U.S. senator, governor and agriculture commissioner, related litigation kept mounting Tuesday as Democrats sought extended deadlines and challenged rules for determining voter intent in two new suits. [Read full article »](#)

Feature

CNN's Case Against Trump: Everything You Need To Know

CNN has finally taken President Donald Trump to court after "years of hostility" toward the network. From the claims to the case law to the legal team, here's everything you need to know about the suit. [Read full article »](#)

BANKING & SECURITIES

OCC, FDIC Try To Shut Down Lenders' 'Choke Point' Suit

The Office of the Comptroller of the Currency and Federal Deposit Insurance Corp. have urged a D.C. federal judge to grant them quick wins in a lawsuit over their alleged roles in Operation Choke Point, arguing the payday lenders behind the suit haven't backed up their due process claims against them. [Read full article »](#)



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Duncan & Allen
Earthjustice
Fennemore Craig
Freshfields
Gibson Dunn
Goldstein & Russell
GrayRobinson
Greenberg Traurig
Harris Wiltshire
Hopping Green
Immigration Law PLLC
Irell & Manella
Jones Day
K&L Gates
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Kilpatrick Townsend
Kirkland & Ellis
Kurzban Kurzban
Kutak Rock
Lowenstein Sandler
Mayer Brown

ENERGY & ENVIRONMENTAL

EPA Rolls Out 'Cleaner Trucks' Initiative

U.S. Environmental Protection Agency Administrator Andrew Wheeler on Tuesday announced a future rulemaking that will "further decrease" nitrogen oxide emissions for certain heavy-duty trucks and engines while promising to also ensure regulatory certainty for industry. [Read full article »](#)

EPA Moves To Exempt Animal Waste Reporting Requirements

The U.S. Environmental Protection Agency on Tuesday said it was taking another crack at exempting animal waste emissions from reporting requirements under federal law, following court cases that left the issue up in the air. [Read full article »](#)

FERC Using Outdated Rate For Pipeline Fees, DC Circ. Hears

The Federal Energy Regulatory Commission used outmoded data to compute the initial shipping rates for three major gas pipelines in the works, opening the door to overcharges down the road, two state utility regulators told the D.C. Circuit on Tuesday. [Read full article »](#)

EPA Regional Head Indicted On Ala. Ethics Charges

An Alabama grand jury on Friday indicted the head of the U.S. Environmental Protection Agency's Southeastern regional office on ethics charges, including the use of his office for personal gain, just over a year after he was appointed. [Read full article »](#)

IP & TECHNOLOGY

USPTO Head Lauds PTAB's New Claim Construction Standard

U.S. Patent and Trademark Office Director Andrei Iancu said at a conference Tuesday that the Patent Trial and Appeal Board's adoption of the narrower claims construction standard used by federal courts should reduce uncertainty and minimize parallel litigation over the same patent in district court and before the PTAB. [Read full article »](#)

Inventor Asks Fed. Circ. To Rehear USPTO Rule Challenge

Inventor Gilbert Hyatt has asked the Federal Circuit to reconsider its September decision upholding the U.S. Patent and Trademark Office's ability to reopen patent prosecution rather than hear an appeal, saying the ruling is at odds with long-standing precedent. [Read full article »](#)

MEDIA & ENTERTAINMENT

Repped By Gibson Dunn, CNN Sues Trump Over Acosta Ban

CNN and attorneys from Gibson Dunn filed a lawsuit against President Donald Trump on Tuesday over the decision to revoke reporter Jim Acosta's access to the White House, calling it an "unabashed attempt to censor the press" that violates the First Amendment. [Read full article »](#)

REAL ESTATE

Airbnb Sues Boston Over 'Draconian' Short-Term Rental Regs

Airbnb Inc. hit the city of Boston with a federal lawsuit Tuesday over its recently passed regulations on short-term rentals, saying the new rules run afoul of state and federal law and would require the online rental marketplace to dramatically alter its business model or else risk the city's "draconian" sanctions. [Read full article »](#)

As Amazon Goes Elsewhere, Pittsburgh To Release HQ2 Bid

Now that Amazon has announced it will split its second headquarters between New York and northern Virginia, Pittsburgh and Allegheny County are dropping their effort to keep their bid for the giant project secret and will release at least part of it to the public soon, Mayor Bill Peduto said Tuesday. [Read full article »](#)

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Perkins Coie
Robbins Russell
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Shearman & Sterling
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Van Osdol
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COMPANIES

8x8 Inc.
AT&T Inc.
Airbnb Inc.
Altman Weil Inc.
Amazon.com Inc.
American Bar Association
American Cable Association
American Civil Liberties Union
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LinkedIn Corp.
Major Lindsey & Africa
Microsoft Corporation
NBCUniversal Inc.
National Association of Broadcasters
National Public Radio Inc.
New York Times Co.

EMPLOYMENT

Seattle Says Industry Group's ERISA Suit Is Off The Mark

The city of Seattle has further urged a federal judge to toss the ERISA Industry Committee's attempt to scrap a revised section of the city's municipal code governing hotel employee health benefits, hitting back at the argument that the ordinance is preempted by the Employee Retirement Income Security Act. [Read full article »](#)

COMPETITION

6 Broadcasters Settle With DOJ To Resolve Antitrust Probe

The U.S. Department of Justice has reached a settlement with six broadcast television companies to resolve a complaint by the DOJ's Antitrust Division in D.C. federal court that the companies shared pricing information, the department announced Tuesday. [Read full article »](#)

UK Antitrust May Vary From EU 'At The Margins' Post-Brexit

Many questions remain about how the United Kingdom will handle antitrust enforcement after it leaves the European Union, but a U.K. competition official said Tuesday that British authorities would likely hue closely to EU enforcement post-Brexit, but may differ in a few circumstances. [Read full article »](#)

Trump Cheers Cable Group's Call For Comcast Antitrust Probe

President Donald Trump on Monday said he supported a call by a cable industry group to investigate alleged anti-competitive activity by Comcast Corp., specifically with regard to its merger with NBC Universal. [Read full article »](#)

PERSONAL INJURY

Colo. High Court Must Decide Collateral Source Row: Walmart

Walmart has asked the Colorado Supreme Court to weigh in on a ruling in a state slip-and-fall case that applied an exception to the collateral source rule to Medicare beneficiaries, a decision that the retail giant said could open Colorado businesses to increased liability and encourage medical providers to engage in fraud. [Read full article »](#)

AEROSPACE & DEFENSE

GAO Urges Defense Dept. To Clarify Lowest Price Deal Criteria

The U.S. Department of Defense needs to clarify its requirements around using the lowest price, technically acceptable contracting model, the U.S. Government Accountability Office said Tuesday, claiming the DOD wasn't yet consistently following lawmakers' mandates for LPTA deals. [Read full article »](#)

TAX

Interview

Tax Simplification Now Higher On UK Agenda, Official Says

Tax simplification has moved higher up on the agenda for policymakers in the U.K., thanks to efforts of the government office created to address the issue in 2010, the office's departing tax director told Law360. [Read full article »](#)

DC Council Gives First Approval To Post-Wayfair Bill

The District of Columbia would begin requiring remote retailers to collect and remit sales and use tax on Jan. 1, under legislation given preliminary approval Tuesday by the district council. [Read full article »](#)

IMMIGRATION

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Sierra Club
Sinclair Broadcast Group, Inc.
T-Mobile USA Inc.
The ERISA Industry Committee
Thomson Reuters Corporation
Tribune Media Co.
Twitter Inc.
U.S. Chamber of Commerce
Wal-Mart Stores Inc.
Washington Post Co.
Wayfair LLC
Williams Partners LP
Yale University
eBay Inc.

GOVERNMENT AGENCIES

Alabama Department of Environmental Management
Colorado Supreme Court
Competition and Markets Authority
Delaware Court of Chancery
Department of Commerce
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European Union
Executive Office of the President
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Reserve System
Federal Trade Commission
Fish and Wildlife Service
Government Accountability Office
Hopi Tribe
International Trade Commission
Maryland Attorney General's Office
North Carolina Utilities Commission
Office of the Comptroller of the Currency
Pascua Yaqui Tribe
Pennsylvania Supreme Court
Securities and Exchange Commission
South Carolina Department of Agriculture
Tohono O'odham Nation
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Homeland Security

Immigration Firms Grossman Law, Hammond Young Merge

Maryland immigration boutiques Hammond Young Immigration Law LLC and Grossman Law LLC said Tuesday that they had joined forces to create Grossman Young & Hammond, bringing together their respective expertise in business immigration and humanitarian immigration matters.

[Read full article »](#)

No Quick Win For Feds In Haitian Refugee Status Suit

A Brooklyn federal judge declined to toss a suit Tuesday claiming racism motivated the Trump administration to revoke the temporary protected status of 50,000 Haitians in the wake of an earthquake, giving parties only two months to prepare for trial. [Read full article »](#)

ICE Officer Cut From Citizen's Detention Row

A Florida federal judge has dismissed several claims brought by a U.S. citizen of Honduran ancestry who has been detained twice on suspicion of being in the country illegally, tossing all claims filed against an ICE officer while allowing several against a Florida county and the federal government to proceed. [Read full article »](#)

NATIVE AMERICAN

Feds Seek End To Tribes' Suit Over Copper Mine Approval

The federal government has asked an Arizona federal judge for a quick win in a suit brought by three Native American tribes challenging the U.S. Forest Service's decision to greenlight a planned copper mine, saying the agency's regulations don't let it block mining even if it could damage tribal cultural sites. [Read full article »](#)

TELECOMMUNICATIONS

FCC Kicks Off County-Sized Spectrum License Auction

The Federal Communications Commission is set to kick off its planned auction in the 28 GHz spectrum band Wednesday morning, offering 40 bidders the chance to vie for county-sized licenses said to be ideal for 5G services. [Read full article »](#)

Sens. Share Bipartisan Concerns Over C-Band Revamp

Sens. Tom Udall, D-N.M., and Jerry Moran, R-Kan., told the Federal Communications Commission on Tuesday that opening up the band of spectrum normally reserved for satellite transmissions to other uses could cut into U.S. television and radio programming and harm consumers.

[Read full article »](#)

Alaska Telecom Presses FCC For Review Of Subsidy Cut

Alaskan telecommunications company GCI has asked the Federal Communications Commission to rethink a reduction in Rural Health Care Program subsidy payouts to the business, saying the commission slashed the rates without explaining its reasoning. [Read full article »](#)

EXPERT ANALYSIS

What We Heard At The FTC Hearings: Day 8

The fifth hearing in the Federal Trade Commission's series on competition in the 21st century addressed vertical mergers and the consumer welfare standard. Barry Reingold of Perkins Coie LLP offers some key takeaways.

[Read full article »](#)

Clear, Concise Disclosures For Variable Contracts In Sight

The U.S. Securities and Exchange Commission's recent proposals to improve disclosures about variable annuities and variable life insurance contracts should go a long way in enhancing the investment experience for retail investors, say Ronald Holinsky of Lincoln Financial Group and Robert

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Robertson of Dechert LLP. [Read full article »](#)

Lessons From FERC Staff Reversal In Footprint Power

The Federal Energy Regulatory Commission's enforcement staff recently recommended that FERC drop a case against Footprint Power LLC. This may be an effort to address criticism that the enforcement process has become a guaranteed win for the commission, say Todd Mullins and Christopher McEachran of McGuireWoods LLP. [Read full article »](#)

SCEDA Bill Is A Boon For South Carolina Job Development

The South Carolina Economic Developers Association bill, as S.B. 1043 is known, is an exciting piece of legislation in South Carolina, which broadens the scope of businesses eligible to obtain economic development incentives such as job development credits for new or expanding operations, says Stephanie Yarbrough of Womble Bond Dickinson LLP. [Read full article »](#)

It's Time For Law Firms To Start Talking About Gen Z

Since the oldest members of Generation Z aren't even finished with law school yet, law firm management is in a unique position to prepare for their entrance into the legal workforce, says Eliza Stoker of Major Lindsey & Africa. [Read full article »](#)

LEGAL INDUSTRY

Law Departments Are Keeping More Legal Spending In-House

Law department leaders are using more of their budget on internal legal services than on outside counsel, in addition to building up their in-house capabilities and improving efficiencies, according to a recent survey of general counsel and chief legal officers. [Read full article »](#)

No Bridgegate Role, 3rd Circ. Pick Says Of Work For Christie

Lowenstein Sandler LLP partner Paul Matey, President Donald Trump's choice for a Third Circuit vacancy, faced a grilling from the Senate Judiciary Committee on Tuesday over his time serving as an attorney for former New Jersey Gov. Chris Christie. [Read full article »](#)

Justice Kennedy Warns Of 'Vulgar' Culture Embracing 'Trash'

Justice Anthony Kennedy may have stepped down from the U.S. Supreme Court, but he is still issuing strong opinions. The retired jurist said over the weekend that "this culture is becoming vulgar" and that the First Amendment doesn't mean people should watch or read "trash." [Read full article »](#)

Jones Day Hires Firm-Record 11 Former Supreme Court Clerks

Jones Day has hired 11 former U.S. Supreme Court clerks as associates to its appellate practice group, the firm announced Tuesday, the largest class of high court clerks in the firm's history. [Read full article »](#)

Law Students Urged To Shun Kirkland Over Arbitration Pacts

More than two dozen Harvard Law School students are asking their peers to boycott Kirkland & Ellis LLP over the international law firm's use of mandatory arbitration agreements, and on Tuesday the group promised to expand the movement to other firms and law schools in the near future. [Read full article »](#)

Buchalter Opens San Diego Office With Employment Team

Southern California-based Buchalter PC opened the doors on its new San Diego office, the firm's sixth office in its home state and eighth overall, which will at first consist mainly of a new labor and employment team, the firm announced on Monday. [Read full article »](#)

Top Securities Atty Ditches Tesla In The Wake Of SEC Deals

One of Tesla Inc.'s top securities lawyers has left the Silicon Valley-based

electric car maker, less than two months after Tesla and its CEO Elon Musk agreed to pay the U.S. Securities and Exchange Commission \$20 million apiece to resolve securities fraud claims. [Read full article »](#)

JetBlue Upgrades Atty To General Counsel Seat

JetBlue Airways Corp. has appointed an in-house attorney as its next general counsel and corporate secretary, the company announced Tuesday. [Read full article »](#)

2 Sentenced For Crimes Including Attempted Murder Of Judge

Two men have received separate sentences of 25 and 17½ years in prison for their roles in a series of crimes that began with wire fraud and culminated in the November 2015 attempted murder of a judge in Texas overseeing their case, the U.S. Department of Justice said Tuesday. [Read full article »](#)

7th Circ. Says E-Filing Access Suit Belongs In State Court

The Seventh Circuit on Tuesday reversed an Illinois federal judge's decision forcing a Cook County court clerk to make electronically filed complaints immediately available to reporters, finding that Courthouse News Service's suit was inappropriate for federal courts to take on and should have been filed in state court. [Read full article »](#)

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From: [Americans for Peace & Tolerance](#)
To: achapdelaine@town.arlington.ma.us
Subject: (Archive Copy) Urgent Request: It's Passover — Help Us Defend Jews against a Horrible Event at UMass Amherst
Date: Thursday, April 18, 2019 6:03:29 PM

Help stop UMass Amherst from hosting an anti-Israel event.

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Anti-Israel event at UMass Amherst to feature anti-Jewish bigots Roger Waters and Linda Sarsour on May 4

On May 4, UMass Amherst is hosting a panel entitled “[Not Backing Down: Israel, Free Speech, and the Battle for Palestinian Human Rights](#),” consisting of prominent American anti-Semites including Linda Sarsour, Pink Floyd’s Roger Waters, and TV personality Marc Lamont Hill. The event is dedicated to bashing Israel as a “racist” state and holding Israel’s Jewish supporters accountable for the “oppression” of the Palestinians.

Here is the press

release: <https://www.mediaed.org/pdfs/Not-Backing-Down-Press-Release.pdf>

Here is the

website: <https://www.notbackingdownumass.org/?reqp=1&reqr=>

Lawyers are constructing a legal challenge to the University to not allow this event on University property, given the University’s public stance against BDS (see their statements on it, [here](#) and [here](#)), and the fact that sponsoring this conference is a direct

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refutation of their [statements](#) and their policy on fighting bigotry.

If you are or know students at UMass Amherst or employees there (professors or staff) who would like to help in this effort, please contact Attorney Karen Hurvitz at HurvitzLaw@comcast.net.

Moses taught us to intervene to help our fellow Jews.

Make your Passover extra kosher: help fight anti-Semitism and help our fellow Jews.

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Subject: (Archive Copy) Watch us take Trump to court
Date: Thursday, April 18, 2019 3:27:54 PM

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The Trump Administration has flatly refused to turn over any evidence from the White House in [Centro Presente v. Trump](#), a lawsuit challenging President Trump's termination of Temporary Protected Status (TPS), [a life-saving humanitarian program for immigrants](#) from Honduras, El Salvador and Haiti.

Lawyers for Civil Rights is taking the government to court to demand that the White House turn over witnesses and documents that can help demonstrate the depth of the racism and discrimination infecting the TPS cancellations.

As longstanding immigration protections continue to be stripped away by the government, this federal court hearing will determine whether the American people have a right to know what happens behind closed doors in the Trump Administration.

The court will address the scope of executive privilege and what the government must produce in lawsuits challenging the constitutionality of its actions.

WHO: Centro Presente, Haitian-Americans United (HAU), Lawyers for Civil Rights, pro bono counsel, and our allies.

WHEN: Tuesday, April 23rd at 3 PM.

WHERE: The motion to compel will be heard by Judge Denise Casper in Courtroom 11 in the Moakley Federal Courthouse in Boston.

This hearing is open to the public. Join us!

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Date: Tuesday, June 11, 2019 3:34:07 PM

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June 11, 2019

Thanks To RuPaul, Drag Shows Are Making Brunches Big Business For Restaurants

[\(Almost\) last call! Don't miss The Abbey Group, MassDOT/MBTA, The Wilder Cos. & more at Thursday's Hottest Neighborhoods & Submarkets event](#)

Brunch with a side of drag queens has been a Sunday staple for some members of the LGBT community for years. But more recently, it has become a booming business fueling weekend sales at restaurants around the world.



Drag queens like RuPaul and Lady Bunny have made headlines for years with their gender-bending performances that offer social commentary and plenty of high-heeled entertainment. But thanks to mainstream acceptance of the performance art, largely tied to the Emmy-winning reality series "RuPaul's Drag Race" on VH1 (contestants compete to be...

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EXCLUSIVE: WeWork Leases At Midwood's Refurbished One Milk Street



WeWork is continuing its Boston expansion by taking the entire office component at a renovated historic building in the heart of Downtown Crossing. Midwood Investment & Development spent most of 2017 and 2018 doing a gut renovation at One Milk Street, a six-story, mixed-use building it acquired in 2015 for \$18.2M....

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With Raytheon, United Technologies Merger, Mass. Continues To Poach Connecticut Business



A planned merger to create the second-largest U.S. aerospace and defense company will also create Massachusetts' second-largest company in terms of annual revenue. It would also be the latest chapter of a yearslong exodus of Connecticut companies heading to Massachusetts. Waltham-based Raytheon and Farmington, Connecticut-based United Technologies announced plans Sunday...

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Seaport Tower



Many Boston Neighborhoods
Grow, But Retail Is How A Select
Few Thrive



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Platform In Boston



The Stanley Cup Face-Off Between St. Louis And Boston CRE



Poll: Zoning Reform, More Housing In The Suburbs Viewed As Solutions To Boston's Affordability Problem



Solving Boston's affordable housing problem is going to require zoning reform and work beyond city limits, according to a poll of Bisnow readers. Of the 48 responses to the non-scientific survey, a part of a featured series [on the city's approach to affordability](#), 93% said Boston's suburbs need to do more with housing production...

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Beyond The Bio: 16 Questions With Bluefish Property Group Principal Rich Cooper



[This series](#) profiles men and women in commercial real estate who have profoundly transformed our neighborhoods and reshaped our cities, businesses and lifestyles.

Rich Cooper has made New England vacations a career for himself and a decadent hospitality experience for his guests. As principal of Bluefish Property Group, Cooper combines his passion for architectural preservation with a penchant for streamlined design into a portfolio of distinctive destination hotels.

Involved in real estate for over a decade, Cooper began his career as a broker in Marblehead, Massachusetts, before developing a passion for restoration and design, particularly on historic projects.

[Read the full story here.](#)



Deadly Construction Crane Collapse Highlights CRE Liability Issues

DALLAS — A flying car hood outside a fifth-floor apartment window on Sunday convinced Elan City Lights apartment resident Justin Lee that a tornado landed in his Dallas neighborhood.



"It looked like a tornado," Lee said. "I saw a car

hood flying, like swirling around. I thought I was seeing things.”

But it wasn't a tornado. A construction crane from a neighboring work site smashed into his apartment building, destroying the parking garage and some residential units. The accident killed one woman and injured five others, leaving two in critical condition.

For the commercial real estate industry, the deadly accident is a harsh reminder of what is at risk when tower cranes are set up near populated areas.

[Read the full story here.](#)







Wells Fargo Sells Majority Of Eastdil Secured To Executive Team, Wealth Funds



After months of speculation, Wells Fargo confirmed it is selling investment brokerage Eastdil Secured in a management buyout deal. Eastdil's executives are taking back an ownership stake in the firm, alongside Guggenheim Investments and Singaporean sovereign wealth fund Temasek Holdings, the banking giant announced Tuesday. The deal, first reported by

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Meet The Woman Who Used A Racist Remark As A Spur To Create Her Own Property Network



LONDON — Priya Shah was in a meeting with a client of the built environment communications agency she worked for, making small talk, chatting about holiday plans. She mentioned she planned to go backpacking around South Africa and Zimbabwe.

“But you’re a bit of an Indian princess,” the client replied with surprise.

The comment took her aback, and made her feel undermined and typecast. It raised eyebrows in the room, but no one said anything.

In 2017, after the incident, she set up [BAME in Property](#), a networking organisation for black, Asian and minority ethnic real estate professionals.

[Read the full story here.](#)



Queens Has Boomed As A Home For Immigrants, And Development Has Followed. What Happens Next?

NEW YORK — The line at the new Tiger Sugar Bubble Tea store frequently stretches out the door and down the street. The Taiwanese chain, wildly popular in Asia for its sweet milk and brown sugar drinks, just opened its first North American location [earlier this month](#).



Out on the street, people cut through the bubble tea devotees, darting into grocery stores selling tropical fruits like durian and foods like fish maw, which is used in Chinese soups. The scene may look like an episode from [a travel documentary](#), but it plays out every day just a handful of subway stops from Manhattan's Grand Central Terminal in Flushing, Queens.

In many ways, Flushing — where there are [millions of square feet in the development pipeline](#) — is emblematic of the entire borough.

[Read the full story here.](#)



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Date: Wednesday, March 13, 2019 2:25:24 PM

Protest in D.C. against anti-Semitism on Capitol Hill

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If you and / or your family and friends can be there tomorrow, here is something tangible to do: the weather tomorrow in D.C. will be great — every person makes a difference.

From our pro-Israel allies:

Action Alert — Demonstration Against Anti-Semitism in Congress

Dear Friends,

We are forwarding this Action Alert from the ZOA. If you have time and can make it to this demonstration tomorrow, you will be helping the Jewish people fight against the latest scourge of anti-Semitism in the U.S. Congress. If you cannot attend the demonstration, there are other suggestions for you to help:

Americans for Peace and Tolerance is a 501(c)(3) nonprofit organization. Please, donate to our cause.

Send a check to:

APT
15 Main St. Suite 118
Watertown, MA
02472

Or donate online with
a Credit/Debit Card
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Dear Friends of Israel and the Jewish People,

We dare not remain silent; we must act now.

Rep. Eliot Engel (D-NY), Chairman of the House Foreign Affairs Committee has called the most recent statement of Rep. Ilhan Omar (D-MN) “a vile anti-Semitic slur” that had “no place in the House Foreign Affairs Committee” (NYT, 3/11/19). Omar’s most recent statement equated support of Israel with “allegiance to a foreign country,” (*Israel*, which is the strongest and most reliable ally to the U.S.) invoking accusations of treason that were used historically to target Jewish people (Omar ignored Antisemite Rep. Tlaib [D-MI] wrapping herself in a PLO flag when she was inducted as a Congresswoman). Omar also called Israel “evil” and “racist” and an “apartheid state,” and one that “hypnotizes the world.” She also said that it’s only because of Jewish money that Congress supports Israel. She also supports BDS, demanded compassion and reduced sentences for ISIS terrorists, and she supports the brutal communist dictatorship of Venezuela and the brutal dictatorship of the Palestinian Authority.

When asked by reporters if Omar would be removed from the House Foreign Affairs Committee, he said that it is not up to him to make that decision. He said “it is up to the leadership” and that means the Speaker of the House of Representatives, Rep. Nancy Pelosi (D-CA).

There were also no congressional

consequences for Rep. Tlaib for her supporting BDS and embracing Abbas Hamideh, a member of Hezbollah, who called Israel a terrorist state like ISIS. Tlaib replaced Israel with Palestine on her office map, wrote for Farrakhan's newspaper, supports BDS, condemned Jews for dual loyalty, and supports a one-state solution where Arabs would dominate. And there were also no consequences for Rep. Alexandria Ocasio-Cortez (D-NY) who praised Antisemite British Labour Party leader Jeremy Corbyn, accused Israel of massacring innocent Arab protesters, blamed only Israeli policies for lack of peace, and is herself a leader in Democratic Socialists of America, which calls for Israel's destruction.

There are two things we can do right now:

We can join a "sit-in" at the office of Rep. Nancy Pelosi, the Speaker of the House of Representatives, at her office in Washington, D.C. at 1:00 p.m. on Thursday, which is being organized by the National Conference of Jewish Affairs (see below) and the Zionist Organization of America (ZOA) and we can call her office at (202) 225-4965. The message is simple: Rep. Ilhan Omar's history of anti-Semitic and Israel-bashing proclamations make her unfit to serve on the House Foreign Affairs Committee. She is unfit to represent the interests of the United States on the House Foreign Affairs Committee.

The one thing we cannot do right now is remain silent. Each phone call represents 50 votes. The value of each person's presence at Pelosi's office in D.C. is immeasurable. She needs to hear from us.

National Conference of Jewish Affairs announces EMERGENCY ACTION in Washington

Rabbi Spero and ZOA Call for a sit-in at Nancy Pelosi's D.C. congressional office

WHAT: Sit-in at Speaker Pelosi's
D.C. office

WHEN: Thursday, March 14th at 1
pm

WHERE: Longworth House Office
Building, 15 Independence Ave SE,
Washington DC 20515

Those interested in participating, or for
more information contact: 929-417-
0027 or ncjausa@gmail.com

**Also, call Nancy Pelosi at (202) 225-
4965.**

**“Omar should be censured and,
beyond that, removed from the
powerful and influential House
Foreign Affairs Committee that
Speaker Pelosi surprisingly granted
to this first-year legislator. Omar's
thinking, her conduct, and her blithe
willingness to inject hatred of Jews
and the Jewish State into the
legislative process make her unfit to
hold such a strategic position.”**

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(COPIA)***

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**Please consider making a tax-
deductible [donation](#) so that APT can
continue to fight the enemies of
Israel and the Jewish people.**



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